

## Appointment

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**From:** Szerlog, Michael [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=23A7F634594B4B58BA4A96E77C1B1AAF-SZERLOG, MICHAEL]  
**Sent:** 10/31/2017 5:07:54 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM [Ex: 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** R10IOO-ConfLnMM-[Ex. 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=USER5D83895A]  
**Sent:** 10/31/2017 5:06:10 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-[Ex. 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
  
**Recurrence:** (none)

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 10/31/2017 5:06:05 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Szerlog, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=23a7f634594b4b58ba4a96e77c1b1aaf-Szerlog, Michael]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**BCC:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user5d83895a]  
**Subject:** US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 10/26/2017 3:38:39 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Szerlog, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=23a7f634594b4b58ba4a96e77c1b1aaf-Szerlog, Michael]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**BCC:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user5d83895a]  
**Subject:** US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/26/2017 9:00:00 PM  
**End:** 10/26/2017 9:30:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 10/26/2017 6:10:23 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Declined: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/26/2017 9:00:00 PM  
**End:** 10/26/2017 9:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 10/26/2017 7:12:26 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Szerlog, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=23a7f634594b4b58ba4a96e77c1b1aaf-Szerlog, Michael]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**BCC:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user5d83895a]  
**Subject:** US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/30/2017 5:00:00 PM  
**End:** 10/30/2017 5:30:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/23/2017 1:40:58 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** PN Thorncreek to Moscow  
**Location:** Charissa will call you  
**Start:** 5/24/2017 4:30:00 PM  
**End:** 5/24/2017 5:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/23/2017 1:41:02 PM  
**To:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** PN Thorncreek to Moscow  
**Location:** Charissa will call you  
**Start:** 5/24/2017 4:30:00 PM  
**End:** 5/24/2017 5:30:00 PM  
**Show Time As:** Tentative



## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 1:26:44 PM  
**To:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/18/2017 3:36:03 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt code: Ex. 6 Personal Privacy (PP)  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/30/2017 5:57:36 PM  
**To:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Allnutt, David [Allnutt.David@epa.gov]; Thiesing, Mary [Thiesing.Mary@epa.gov]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Nogi, Jill [nogi.jill@epa.gov]; Somers, Elaine [somers.elaine@epa.gov]  
**CC:** Peak, Tracy [Peak.Tracy@epa.gov]  
**Subject:** US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho  
**Location:** R10Sea-ConfLineMM-Ex. 6 Personal Privacy (PP) David's office  
**Start:** 6/6/2017 10:00:00 PM  
**End:** 6/6/2017 10:45:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/30/2017 10:40:25 PM  
**To:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** Accepted: US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho  
**Location:** R10Sea-ConfLineMM Ex. 6 Personal Privacy (PP) David's office  
**Start:** 6/6/2017 10:00:00 PM  
**End:** 6/6/2017 10:45:00 PM  
**Show Time As:** Busy

## Appointment

---

**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 2:53:29 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user4cfbd741]  
**CC:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US 95 Thorncreek Rd to Moscow documents  
**Location:** Ex. 6 Personal Privacy (PP) (code Ex. 6 Personal Privacy (PP))  
**Start:** 5/30/2017 10:00:00 PM  
**End:** 5/30/2017 11:00:00 PM  
**Show Time As:** Busy

## Appointment

---

**From:** Peak, Tracy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D91E8031A31646439C7A33829C4EC926-DEGERING, TRACY]  
**Sent:** 5/24/2017 1:46:39 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: PN Thorncreek to Moscow  
**Location:** Charissa will call you  
**Start:** 5/24/2017 4:30:00 PM  
**End:** 5/24/2017 5:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 2:53:39 PM  
**To:** Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) [/O=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user4cfbd741]  
**CC:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US 95 Thorncreek Rd to Moscow documents  
**Location:** Ex. 6 Personal Privacy (PP) (code Ex. 6 Personal Privacy (PP))  
**Start:** 5/30/2017 7:30:00 PM  
**End:** 5/30/2017 8:30:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 5/23/2017 8:35:23 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy



## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/19/2017 4:41:13 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM [Ex. 6 Personal Privacy (PP)] /IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 10/30/2017 8:06:11 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConflnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 5/23/2017 6:11:10 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: PN Thorncreek to Moscow  
**Location:** Charissa will call you  
**Start:** 5/24/2017 4:30:00 PM  
**End:** 5/24/2017 5:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/18/2017 3:36:09 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 5 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/26/2017 7:30:00 PM  
**End:** 5/26/2017 8:30:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 3:03:25 PM  
**To:** Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) [/O=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user4cfbd741]  
**CC:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US 95 Thorncreek Rd to Moscow documents  
**Location:** Ex. 6 Personal Privacy (PP) (code Ex. 6 Personal Privacy (PP))  
**Start:** 5/30/2017 10:00:00 PM  
**End:** 5/30/2017 11:00:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Nogi, Jill [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6AA4CE4A754CD09F8490A81F581DE9-NOGI, JILL]  
**Sent:** 5/19/2017 6:46:14 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/31/2017 3:38:21 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM [Ex. 6 Personal Privacy (PP)] / IOO-Meet-Me-Ln/R10-IOO-Eqpt code: [Ex. 6 Personal Privacy (PP)]  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 10/24/2017 5:19:24 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Szerlog, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=23a7f634594b4b58ba4a96e77c1b1aaf-Szerlog, Michael]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**BCC:** R10IOO-ConfLnMM-[Ex: 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user5d83895a]  
**Subject:** US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-[Ex: 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
**Show Time As:** Busy



## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/19/2017 4:41:47 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 2:55:19 PM  
**To:** Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; R10IOO-ConfLnMM-  
[Ex. 6 Personal Privacy (PP)] [/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user4cfbd741]  
**CC:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US 95 Thorncreek Rd to Moscow documents  
**Location:** [Ex. 6 Personal Privacy (PP)] (code [Ex. 6 Personal Privacy (PP)])  
**Start:** 5/30/2017 8:00:00 PM  
**End:** 5/30/2017 9:00:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Peak, Tracy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D91E8031A31646439C7A33829C4EC926-DEGERING, TRACY]  
**Sent:** 5/18/2017 5:30:43 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/26/2017 7:30:00 PM  
**End:** 5/26/2017 8:30:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** R10IOO-ConfLnMM-[Ex. 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=USER4CFBD741]  
**Sent:** 5/25/2017 3:03:28 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: US 95 Thorncreek Rd to Moscow documents  
**Location:** [Ex. 6 Personal Privacy (PP)] (code [Ex. 6 Personal Privacy (PP)])  
**Start:** 5/30/2017 10:00:00 PM  
**End:** 5/30/2017 11:00:00 PM  
  
**Recurrence:** (none)

## Appointment

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 5/25/2017 5:48:15 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**CC:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]

**Subject:** Tentative: US 95 Thorncreek Rd to Moscow documents

**Location:** Ex: 5 Personal Privacy (PP) (code Ex: 5 Personal Privacy (PP))

**Start:** 5/30/2017 10:00:00 PM

**End:** 5/30/2017 11:00:00 PM

**Show Time As:** Busy

## Appointment

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 5/31/2017 3:39:10 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt code: Ex. 6 Personal Privacy (PP)  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/30/2017 5:57:35 PM  
**To:** Allnutt, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6e28f5bf9cbf4b8b9eda7751c2f10750-Allnutt, David]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**CC:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho  
**Location:** R10Sea-ConfLineMM Ex. 6 Personal Privacy (PP) David's office  
**Start:** 6/6/2017 10:00:00 PM  
**End:** 6/6/2017 10:45:00 PM  
**Show Time As:** Tentative

## Appointment

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**From:** Storm, Linda [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=473A11576E9E401B98840BB1A54FBAC7-STORM, LINDA]  
**Sent:** 5/25/2017 8:32:00 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]

**Subject:** Accepted: US 95 Thorncreek Rd to Moscow documents

**Location:** Ex. 6 Personal Privacy (PP) {code Ex. 6 Personal Privacy (PP)}

**Start:** 5/30/2017 10:00:00 PM  
**End:** 5/30/2017 11:00:00 PM  
**Show Time As:** Busy



Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 10/24/2017 5:19:24 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Szerlog, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=23a7f634594b4b58ba4a96e77c1b1aaf-Szerlog, Michael]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**BCC:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) /IOO-Meet-Me-Ln/R10-IOO-Eqpt [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user5d83895a]  
**Subject:** US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) /IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
**Show Time As:** Busy

Hi Folks,

Rescheduling this as **Personal Privacy / Ex. 6** Michael is unavailable.

Thanks for your patience!

Cheers,  
Charissa

---

I know Michael is out during this time but I thought at least we could start the conversation (so there is some momentum) and then maybe reconnect with Michael when he is back in the office.

Tracy is acting so perhaps she may be able to fill in during this call depending on her schedule/ availability?

Thanks!

Cheers,  
Charissa

---

**From:** Somers, Elaine  
**Sent:** Wednesday, October 18, 2017 3:08 PM  
**To:** Bujak, Charissa <bujak.charissa@epa.gov>  
**Subject:** FW: US 95 Thorncreek to Moscow, Dept Army Permit

Hi, Charissa,

I will leave it to you to schedule this with Michael. I am available tomorrow afternoon when Michael should be back in the office.

Thanks for coordinating with us!

Elaine

---

**From:** Szerlog, Michael

**Sent:** Wednesday, October 18, 2017 1:41 PM

**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Thiesing, Mary <[Thiesing.Mary@epa.gov](mailto:Thiesing.Mary@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>; Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>

**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit

Charissa and Elaine,

Hi. I would benefit from a short briefing on this project and to learn more about the purpose of the meeting. Can you find 30 minutes on my calendar.

Thanks

*Michael J. Szerlog*, Manager

Aquatic Resources Unit

Office of Environmental Review and Assessment

Environmental Protection Agency

1200 Sixth Avenue, Suite 900, Mailstop OERA 140

Seattle, Washington 98101

(206) 553-0279

[szerlog.michael@epa.gov](mailto:szerlog.michael@epa.gov)



---

**From:** Somers, Elaine

**Sent:** Wednesday, October 18, 2017 11:08 AM

**To:** Thiesing, Mary <[Thiesing.Mary@epa.gov](mailto:Thiesing.Mary@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>; Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Szerlog, Michael <[Szerlog.Michael@epa.gov](mailto:Szerlog.Michael@epa.gov)>

**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit

Charissa,

I completely agree with all!

Elaine

---

**From:** Thiesing, Mary

**Sent:** Wednesday, October 18, 2017 7:42 AM

**To:** Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>; Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Szerlog, Michael <[Szerlog.Michael@epa.gov](mailto:Szerlog.Michael@epa.gov)>

**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit

Hi Charissa,

Thanks for thinking of me. However, I am tentatively scheduled to be at the National NARS meeting that week. If I don't get travel approval for it, I would be happy to attend.

Mary Anne

---

**From:** Bujak, Charissa  
**Sent:** Wednesday, October 18, 2017 7:34 AM  
**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Thiesing, Mary <[Thiesing.Mary@epa.gov](mailto:Thiesing.Mary@epa.gov)>; Szerlog, Michael <[Szerlog.Michael@epa.gov](mailto:Szerlog.Michael@epa.gov)>  
**Subject:** Re: US 95 Thorncreek to Moscow, Dept Army Permit

Hi Elaine,

The Coros has not invited us yet even though they have told the PRDC that they would be inviting EPA. I am proposing that we have a coordinating meeting/ call with USACE. I also think it would be good to invite Mary Anne and cc Michael Szerlog (he is already aware of scenario) on the coordination of this meeting.

If that sounds good to you folks, I will go ahead and make the scheduling arrangements.

Any thoughts? Perhaps I could give you a call to touch base?

Thanks!

Cheers,  
Charissa

---

**From:** Somers, Elaine  
**Sent:** Tuesday, October 17, 2017 5:55:06 PM  
**To:** Bujak, Charissa; Peak, Tracy  
**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit

Charissa,

---

Thank you for asking! Yes, I would be interested to attend. Has the Corps invited EPA directly, or have we been invited through PRDC?  
Elaine

**From:** Bujak, Charissa  
**Sent:** Monday, October 16, 2017 3:21 PM  
**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>  
**Subject:** FW: US 95 Thorncreek to Moscow, Dept Army Permit

Hi folks,

Any interest and/or availability to attend a meeting on Dec. 5<sup>th</sup> in Moscow, ID for Thorncreek to Moscow comments. It is being organized by USACE. I am looking into funding but also wanted to coordinate with you folks as it looks like they are interested in folks whom have been involved in past comments too!

Cheers,  
Charissa

---

**From:** David Hall **Ex. 6 Personal Privacy (PP)**  
**Sent:** Monday, October 16, 2017 3:09 PM  
**To:** Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>  
**Subject:** Re: US 95 Thorncreek to Moscow, Dept Army Permit

Ms. Bujak,

The Paradise Ridge Defense Coalition would really like to have the EPA in attendance at the proposed Army Corps meeting. Can you update us on the status, and whether you will be able to attend?

Thank you.

-David

---

----- Forwarded message -----

**From:** Jake  
**Date:** Mon, Oct 9, 2017 at 3:28 PM  
**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit  
**To:** "Murdock, Michaela M CIV USARMY CENWW (US)" <[Michaela.M.Murdock@usace.army.mil](mailto:Michaela.M.Murdock@usace.army.mil)>  
**Cc:** Dave, "Hampson, Theresa L CIV USARMY CENWW (US)" <[Theresa.L.Hampson@usace.army.mil](mailto:Theresa.L.Hampson@usace.army.mil)>

Michaela,

That time and date generally works for PRDC's members. However, before we confirm that date and time, PRDC wanted to confirm that EPA would be able to attend the meeting as well. My understanding is that a member of PRDC inquired if someone from the EPA Boise office would be attending, and the staff member (Charissa Bujak) was looking into travel arrangements. Having an EPA representative at the meeting would be very helpful, given their past involvement and comments. Not sure if there is anything you can do on your end to make sure that Charissa can attend, but any help you can provide would be appreciated.

Thank you.

Jake

-----Original Message-----

**From:** Murdock, Michaela M CIV USARMY CENWW (US)  
[mailto:[Michaela.M.Murdock@usace.army.mil](mailto:Michaela.M.Murdock@usace.army.mil)]  
**Sent:** Friday, October 6, 2017 10:07 AM  
**To:** Jake

Cc: Dave; Hampson, Theresa L CIV USARMY CENWW (US) <[Theresa.L.Hampson@usace.army.mil](mailto:Theresa.L.Hampson@usace.army.mil)>  
Subject: RE: US 95 Thorncreek to Moscow, Dept Army Permit

Jake,

The Corps is reserving a meeting space at the 1912 Building in Moscow, Idaho, for Tuesday, December 5, 2017. The meeting time is tentatively scheduled for 2:00-5:30 p.m.; however, an earlier start time is possible if desired.

Please confirm whether this date, time, and location work for you and your clients.

Thank you,

Michaela M. Murdock  
Assistant District Counsel  
U.S. Army Corps of Engineers, Walla Walla District  
201 N. Third Avenue  
Walla Walla, WA 99362  
[\(509\) 527-7707](tel:(509)527-7707)

## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/30/2017 5:57:36 PM  
**To:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Allnutt, David [Allnutt.David@epa.gov]; Thiesing, Mary [Thiesing.Mary@epa.gov]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Nogi, Jill [nogi.jill@epa.gov]; Somers, Elaine [somers.elaine@epa.gov]  
**CC:** Peak, Tracy [Peak.Tracy@epa.gov]  
**Subject:** US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho  
**Location:** R10Sea-ConfLineMM [Ex. 6 Personal Privacy (PP)] David's office  
**Start:** 6/6/2017 10:00:00 PM  
**End:** 6/6/2017 10:45:00 PM  
**Show Time As:** Busy

Conference code: [Ex. 6 Personal Privacy (PP)]

Purpose of meeting is to brief David on the project's compliance with the 404(b)(1) Guidelines and recommend a path forward. The Highway 95 reroute project is controversial and there is ongoing litigation filed by a local conservation group to protect the rare Palouse Prairie habitat.

Briefing paper to follow.

<http://www.spokesman.com/stories/2015/jan/06/us-95-rerouting-plan-near-moscow-triggers/>

## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/30/2017 6:07:20 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Review: Thorncreek to Moscow  
**Start:** 5/30/2017 6:00:00 PM  
**End:** 5/30/2017 10:00:00 PM  
**Show Time As:** Busy

## Appointment

---

**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 6:29:20 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Thorncreek to moscow review  
**Start:** 5/25/2017 2:00:00 PM  
**End:** 5/25/2017 3:00:00 PM  
**Show Time As:** Busy



## Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/23/2017 1:40:58 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** PN Thorncreek to Moscow  
**Location:** Charissa will call you  
**Start:** 5/24/2017 4:30:00 PM  
**End:** 5/24/2017 5:30:00 PM  
**Show Time As:** Busy

Good morning Elaine and Tracy,

How does this look on your calendars for a good time to schedule a discussion regarding Thorncreek to Moscow,. Plan would be for the three of us to discuss, be on the same page, and then put together a proposal for what we would like to do in so far as comments on PN due June 16<sup>th</sup>. I would draft these comments with input, feedback, & review from both of you. Then we would review our proposed course of action with via phone Hanh and Jill on the following week (Wednesday, May 31<sup>st</sup>). Finally, we hope to submit by the second week in June before Tracy may be out of the office.

Thanks for your time!

Cheers,  
Charissa

Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/18/2017 3:36:03 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) / IOO-Meet-Me-Ln/R10-IOO-Eqpt code: Ex. 6 Personal Privacy (PP)  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

Hi folks,

Thanks for your patience! How does this date work for folks schedules?

Thanks!

Cheers,  
Charissa

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Good morning folks,

Would this work for folks schedules to discuss the DA Permit for Thorn Creek? If not, please feel free to cancel and/or propose a new meeting time per your scheduling convenience.

This is a project on which Tracy and Elaine had previously submitted comments/ reviewed before my time. I am transitioning into taking up the mantle for 404 permit review/ comments with guidance and leadership from Tracy Peak (thanks Tracy).

Thanks!

Cheers,

Charissa Bujak  
Biologist  
U.S. Environmental Protection Agency  
Region 10, Boise ID Ops Office

950 W. Bannock St.  
Boise, ID 83702  
Phone: (208) 378-5754  
Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

---

**From:** Somers, Elaine  
**Sent:** Wednesday, May 17, 2017 1:47 PM  
**To:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>  
**Cc:** Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>; Nogi, Jill <[nogi.jill@epa.gov](mailto:nogi.jill@epa.gov)>  
**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Will do! Thank you so much, Tracy, for notifying us and assembling this information.  
Elaine

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**From:** Peak, Tracy  
**Sent:** Wednesday, May 17, 2017 11:23 AM  
**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>  
**Cc:** Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>; Nogi, Jill <[nogi.jill@epa.gov](mailto:nogi.jill@epa.gov)>  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Importance:** High

Hi Elaine and Charissa,

The Corps of Engineers sent out the Public Notice for the Idaho Transportation Department's US 95 Thorncreek Road to Moscow realignment project today. Elaine and I have been anticipating this for some time (since we last commented in 2015—see attached PDF). There is strong opposition to the proposal, locally, and we voiced our concerns that the applicant's preferred alternative does not appear to be the LEDPA during the NEPA process. We now have another chance to address compliance with the 404(b)(1) Guidelines, within 30 days. Luckily, most of our points have already been made; we just need to say them again. I believe we should discuss, as a group, how strongly our letter should be worded. **Charissa**, could you see when Elaine, yourself, and I are available next week? Jill and Hanh could be optional attendees.

For Jill and Hanh's benefit, here are some articles about the opposition (1 also attached):

<http://www.spokesman.com/stories/2015/jan/06/us-95-rerouting-plan-near-moscow-triggers/>

<https://wildidahorisingtide.org/2014/07/09/u-s-95-reroute-may-be-crawling-closer/>

**Elaine**, would you mind forwarding the Public Notice link (only) to the individual who inquired about the 404 process a few months back? I've forgotten his name and can't find his email address.

Thanks much!

Tracy Peak

For more information: [aquatic resources program](#) | [suction dredge permit](#)

-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:

<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED

Message

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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 5/17/2017 7:47:08 PM  
**To:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**CC:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]  
**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Will do! Thank you so much, Tracy, for notifying us and assembling this information.  
Elaine

---

**From:** Peak, Tracy  
**Sent:** Wednesday, May 17, 2017 11:23 AM  
**To:** Somers, Elaine <somers.elaine@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>  
**Cc:** Shaw, Hanh <Shaw.Hanh@epa.gov>; Nogi, Jill <nogi.jill@epa.gov>  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Importance:** High

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**Elaine**, would you mind forwarding the Public Notice link (only) to the individual who inquired about the 404 process a few months back? I've forgotten his name and can't find his email address.

Thanks much!

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402  
950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

ED\_002888\_00000045-00001

-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

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<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464

CLASSIFICATION: UNCLASSIFIED

Message

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**From:** Peak, Tracy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D91E8031A31646439C7A33829C4EC926-DEGERING, TRACY]  
**Sent:** 5/17/2017 6:22:41 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**CC:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Attachments:** 03-084-FHW US 95 Thorncreek to Moscow FEIS.PDF; Paradise Ridge Defense Coalition.htm  
**Importance:** High

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<https://wildidahorisingtide.org/2014/07/09/u-s-95-reroute-may-be-crawling-closer/>

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Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402  
950 W. Bannock Street, Suite 900 Boise, ID 83702 | p. 208-378-5756 | f. 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [mailto:Sarah.A.Reagan@usace.army.mil]  
Sent: Wednesday, May 17, 2017 10:38 AM  
Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

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This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

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Thank you,

Sarah A. Reagan  
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Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED





**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10**

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OFFICE OF  
ECOSYSTEMS, TRIBAL AND  
PUBLIC AFFAIRS

September 21, 2015

Mr. Brent J. Inghram, P.E.  
Federal Highway Administration, Idaho Division  
3050 Lakeharbor Lane, Suite 126  
Boise, Idaho 83703

Mr. Adam Rush, Public Involvement Coordinator  
ITD Office of Communications  
3311 W. State Street,  
Boise, Idaho 83703

Dear Mr. Inghram and Mr. Rush:

The U.S. Environmental Protection Agency has reviewed the Final Environmental Impact Statement for the US-95 Thorncreek Road to Moscow project in Latah County, Idaho (EPA Project Number 03-084-FHW). We are submitting comments in accordance with our responsibilities under the National Environmental Policy Act and Section 309 of the Clean Air Act. We appreciate this opportunity to offer comments.

In our review of the draft EIS for this project, we identified serious concerns regarding Alternative E-2 due to anticipated significant environmental degradation of aquatic resources, and Palouse prairie habitat and species that could be corrected by project modification or selection of another alternative. The document did not have information to support Alternative E-2 as the Least Environmentally Damaging Practicable Alternative under Section 404 of the Clean Water Act. We expressed concern about a lack of wildlife habitat connectivity and how that affects safety. Accordingly, we rated the DEIS as EO-2, Environmental Objections, Insufficient Information.

Other than the Modified W-4 Alternative, which shifted the original W-4 alignment to avoid a historic farmstead that is also a Section 4(f) Resource, the alternatives are unchanged from the Draft EIS. Alternative E-2 remains the ITD/FHWA preferred alignment based on the most recent safety analysis, which projects that the E-2 alignment would have fewer predicted crashes compared to the other alternatives. However, E-2 is predicted to have the greatest number of wildlife-vehicular crashes. All three action alternatives would meet AASHTO design standards, and be considered safe.<sup>1</sup>

In response to comments, ITD revised several of the technical reports, including the safety, weather, and wildlife analyses, with results that continue to support Alternative E-2 as the safest alignment. ITD also included a number of environmental commitments that acknowledge and address identified impacts to aquatic resources, Palouse prairie remnants, and wildlife. However, we believe that the commitments do not go far enough to meaningfully avoid and minimize negative impacts to critical aquatic and terrestrial

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<sup>1</sup> Final EIS, p. 209

resources or demonstrate context sensitivity toward the affected community and landscape. Therefore, our environmental objections remain.

We offer detailed comments below that we hope will be useful as guidance, and as stimulus toward revising design to meet goals for both safety and effective environmental protection.

### **Need for Context Sensitive Solutions**

In the response to EPA comments, the FEIS states that E-2 continues to be the preferred alternative because it is designed and located to provide the greatest safety benefit, which best meets the project purpose and need. The NEPA process calls for a range of reasonable alternatives to achieve project needs so that other important environmental, community, socio-economic needs and values, all of which support long-term sustainability for present and future generations, are given meaningful consideration with the ability to affect outcomes. We appreciate that ITD is offering environmental commitments in response to concerns, but unfortunately the measures presented are unclear, have not been developed in consultation and collaboration with resource agencies and the public, and overall would not avoid or substantially reduce project impacts. It appears that some measures could even increase impacts. We discuss these issues further in the relevant sections below.

### **Effects to Palouse Prairie Habitat**

We are concerned that some of the mitigation measures would actually increase impacts to high value resources. For example, the extra clearing alongside the new highway to reduce wildlife-vehicular crashes would further reduce farmland and Palouse prairie remnants and expand weed dispersal. Similarly, de-prioritizing Palouse prairie restoration sites that are nearest the E-2 alignment would reduce and undermine future restoration efforts.

### **Safety Analysis**

We appreciate that the safety analysis, which calculated number of crashes anticipated on the various alternative alignments, was done with AASHTO methods.<sup>2</sup> The number of crashes predicted by the analysis are based on the assumption that the number of approaches does not increase or decrease on any alignment, and that this would be ensured through ITD's enforcement of the Expressway Access Control.<sup>3 4</sup> The FEIS also indicates that left and right turn lanes would be constructed at all county road intersections except where overpass structures are specified.<sup>5</sup> In Chapter 9, Environmental Commitments, the FEIS indicates that undercrossings and overpass structures for county roads would be designed to accommodate ungulates or passage of small terrestrial wildlife.<sup>6</sup> Based on this information, it is unclear whether the safety analysis crash predictions are valid, given that an unknown number of county road intersections would be replaced by under- or overcrossing structures, thereby eliminating existing access/intersection safety risks. Because ITD/FHWA are relying upon the safety analysis for

<sup>2</sup> The First Edition of the AASHTO Highway Safety Manual (ITD 2012a) was used. Final EIS, p. 195.

<sup>3</sup> Final EIS, p. 195

<sup>4</sup> Expressway Access Control is defined as a segment of a highway designated for use as a through highway, with partially controlled access, accessible only at locations specified by ITD, and characterized by medians, limited at-grade intersections, and high speeds. An existing segment of state highway may only be designated as an expressway if payment is made to adjacent property owners for the restriction of existing access rights [IDAPA 39.03.42]. Final EIS, p. 42

<sup>5</sup> Final EIS, p. 42

<sup>6</sup> Final EIS, p. 281. Provisions for wildlife crossings would only be made where wildlife use is expected and where wildlife are welcome on private lands (deer, elk and moose).

preferred alternative selection, an accurate set of assumptions and conditions should be used, and disclosed, for making the calculations of predicted crashes.

We also note that 142.9 of 179.5 total crashes predicted for Alternative E-2 would occur in the rural divided multilane segment. This is relevant because ITD would increase the number of lanes and the speed limit<sup>7</sup> on the new alignment, would straighten, flatten, and widen the road, and would expand cleared area/obstacle-free zones along its length. All of these changes contribute to higher speeds.<sup>8</sup> While some features, such as a wider road or a wider cleared area, may increase safety, they only partially compensate for the higher rate and severity of crashes due to higher speed.<sup>9</sup> For example, a wider obstacle-free zone, less vegetation alongside the road, and lack of vertical structure (such as removal of trees) result in higher speed by drivers.

Numerous studies reveal the importance of speed on both the rate and severity of crashes.<sup>10</sup> A number of relevant conclusions are that:

- Higher driving speeds provide less time to process information and to act on it, and the braking distance is longer thereby reducing the ability to avoid collisions.
- Higher driving speeds lead to a higher crash rate.
- As speed increases, injury severity in crashes increases.
- The effect of an increase or decrease of speed is greater on rural than on urban roads, i.e., at the same percentage increase in speed, the crash rate on rural roads increases more than the crash rate on urban roads.
- Speed is dangerous if it is higher than the circumstances at that moment allow, e.g., because of rain, fog, or high traffic volume.
- The crash rate increases *more rapidly* when speed increases and vice versa.
- The crash rate is higher for an individual vehicle that drives faster than the other traffic on that road.

A long-term study on the effects of raising the speed limits on interstates across the U.S. found that the highest increases in road fatalities were on rural interstates (9.1%).<sup>11</sup> As stated in the FEIS, ITD is “balancing” safety with mobility when they accept safety reductions to increase travel speed. We request there also be balance for environmental and community values in selecting a preferred alternative.

### **Ecological Connectivity, Climate Change**

We have emphasized that the selected alternative should (1) enable safe passage and dispersal for ungulates (moose, elk, deer), and other species, and (2) provide potential for connecting restored habitats and facilitating species’ migration/adaptation to climate change. We appreciate that ITD would provide enlarged culverts to accommodate terrestrial wildlife at stream crossings. ITD also proposes to accommodate passage for ungulates at county road crossings, such as Eid Road, However, it is

<sup>7</sup> To 65 mph

<sup>8</sup> Institute for Road Safety Research SWOV Fact sheet: Speed choice: the influence of man, vehicle, and road. SWOV, Leidschendam, the Netherlands, June 2012.

<sup>9</sup> Institute for Road Safety Research SWOV Fact sheet: Speed choice: the influence of man, vehicle, and road. SWOV, Leidschendam, the Netherlands, June 2012.

<sup>10</sup> Institute for Road Safety Research SWOV Fact sheet: The relation between speed and crashes, Leidschendam, the Netherlands, April 2012.

<sup>11</sup> Friedman, Hedeker, Richter. Long-Term Effects of Repealing the National Maximum Speed Limit in the United States. Am J Public Health, September 2009.

important to locate crossings where they would be most effective for wildlife. The location and design of crossings/connectivity structures should be informed by close and continued consultation with area biologists, by the best available science for providing safe wildlife passage *and* maintenance of ecosystem processes, and by pre- and post-construction assessment/monitoring. In this project setting, it would be beneficial to also consider the need for successful restoration of Palouse prairie remnants and recovery of endangered plant species, such as water howellia. These require maintenance/restoration of natural hydrology, native seed dispersal, pollinator survival and access. We recommend the *Interstate 90 Snoqualmie Pass East Mitigation Development Team Recommendation Package* (July 2006) as a helpful resource.

### **Aquatic Resources**

Staff in our Aquatic Resources Unit offers the following comments regarding compliance with the 404(b)(1) Guidelines.

#### **CWA Section 404(b)(1) Guidelines**

Section 404 of the Clean Water Act (CWA) established the permitting program for the discharge of dredged and fill material into waters of the United States (U.S.) at specified disposal sites. This program is co-administered by the U.S. Army Corps of Engineers (Corps) and EPA. Section 404(b)(1) required the EPA, in conjunction with the Corps, to develop guidelines for the specification of disposal sites. The guidelines, referred to as the 404(b)(1) Guidelines (Guidelines), were to be patterned after the ocean discharge criteria developed by Congress and included in the CWA.

The purpose of the Guidelines is to restore and maintain the chemical, physical, and biological integrity of waters of the U.S. through control of discharges of dredged or fill material. They were codified in regulation (40 CFR Part 230) in 1980 and form the substantive environmental criteria used by the Corps when they review proposed discharges and issue permits under Section 404. The Guidelines prohibit issuance of a permit that would cause an avoidable or significant adverse impact to waters of the U.S.

Compliance with the Guidelines is required before a 404 permit can be issued by the Corps, and demonstrating compliance is the responsibility of the applicant. Section 230.10 contains the four principle requirements for compliance. Failure to “*clearly demonstrate*” that there is no “*practicable alternative to the proposed discharge which would have less adverse impact on the aquatic ecosystem*”, in accordance with § 230.10(a), renders the project noncompliant with the Guidelines. Similarly, if an application contains insufficient information to determine compliance, the Guidelines require that no permit be issued.

#### **Alternatives Analysis**

Pursuant to §230.10(a), an alternatives analysis is conducted to identify practicable alternatives to a proposed discharge. An alternative is practicable if it is available and capable of being done and would achieve the overall project purpose. Practicable alternatives with fewer adverse impacts are presumed to exist for non-water dependent activities unless “*clearly demonstrated otherwise.*” The environmental impacts of the various practicable alternatives are then compared so that the Corps can ensure it is authorizing only the practicable alternative which generates the least environmental damage. This alternative is referred to as the Least Environmentally Damaging Practicable Alternative (LEDPA). Except as permitted under Section 404(b)(2), the Guidelines prohibit the authorization of any alternative that is not the LEDPA.

NEPA requires the evaluation of reasonable alternatives, which the Council on Environmental Quality defines as *“those that are practicable or feasible from a technical and economic standpoint and those that achieve the project’s purpose and need”* (DEIS, ES.4, p7). In contrast, the Guidelines require the analysis of practicable alternatives, and the analysis required by the Guidelines is not limited to the alternatives evaluated in the NEPA document. The identification of practicable alternatives to be analyzed is constrained only by the definition of practicable alternative (see **Definition of Practicability**).

### **Overall Project Purpose**

The stated purpose of this project is to *“improve public safety and increase highway capacity on US-95 south of Moscow between Thorncreek Road (MP 337.67) and the South Fork Palouse River Bridge (MP 344.00).”* More specifically, the purpose is to meet the American Association of State Highway and Transportation Officials (AASHTO) Standards for widths, clear-zones, grades, and sight distance. According to the Screening of Alternatives Technical Report, these standards include a maximum of 5 percent grades, design speed of 70mph, a maximum of a 2,040-foot radius curve, and two 12-foot travel lanes with an 8-foot outside shoulder and 4-foot inside shoulder (p. 9). The same report notes that all roadway safety characteristics—such as curve geometry, lane width, shoulder width, shoulder slopes, clear zones, etc.—would be similar regardless of the alignment that is chosen (p. 10). In other words, all three proposed alternatives (Modified W-4, C-3, and E-2) would comply with AASHTO standards and achieve the purpose of improving public safety and increasing highway capacity.

A related but less defined purpose and need of this project is to reduce crash rates. The Screening of Alternatives Technical Report mentions the safest roadway is one with a rate of 0.60 crashes per million vehicle miles traveled, and that constructing a four lane divided highway reduces the number of accidents per year by one half (p. 10). Since all three proposed alternatives were carried forward in the Final EIS, it is presumed that each would achieve the desired goal of reducing crash rates.

### **Definition of Practicability**

*“An alternative is practicable if it is available and capable of being done after taking into consideration cost, existing technology, and logistics in light of overall project purposes”* [§ 230.10(a)(2)]. As noted above, the overall project purpose plays a critical role in determining whether a particular alternative is practicable or not. The consideration of cost, existing technology, and logistics is to determine whether one or more of these factors render an alternative unavailable and/or incapable of being done. This is a very high standard, and an alternative must be demonstrated to be impracticable before it can be excluded from analysis.

The purpose of consideration of cost is not to compare the cost of different alternatives but to determine whether or not the costs of a specific alternative are so prohibitively high (beyond industry standard) that the alternative is rendered unavailable and capable of being done. As stated in the preamble to the Guidelines: *“The consideration of cost is not an economic analysis.” “The mere fact that an alternative may cost somewhat more does not necessarily mean it is unreasonably expensive and therefore not practicable”* (45 FR 85339). For these reasons, the following statement in the Screening of Alternatives Technical Report cannot be supported: *“[Weighing] the proposed alignments against one another based on cost, it was determined that alignments that cost the least were preferred”* (p. 11).

The consideration of existing technology and logistics are handled similarly to that of cost. For example, an alternative that requires the use of advanced (but existing) technology that is available and capable of being done (e.g., horizontal directional drilling versus trenching) is a practicable alternative. Similarly, an alternative that is logistically more complex but is still available and capable of being done is a practicable alternative.

Although not included in ITD's construction cost estimates at this time, as general information, it is EPA policy that use of life cycle, including maintenance, cost in the 404(b)(1) analysis of practicable alternatives is not appropriate. The EPA considers maintenance and operating costs or long term costs over the life cycle of the project as "cost of doing business." It does not affect the capability of a project to be done, and thus is not appropriate to be considered for determination of practicable alternatives under the Guidelines.

Evaluating practicability is a conclusive determination; that is to say, an alternative either is or is not practicable. Alternatives are evaluated independently. It is inappropriate to compare one alternative against another in determining practicability, for an alternative cannot be more or less practicable than another. For these reasons, the EPA cannot support ITD's reasoning that because Alternative E-2 would provide the "*greatest safety benefit which best meets the project purpose and need*", is it more practicable than the Modified W-4 or C-3 alternatives. If a particular threshold for crash rates must be met, this should be explicit in the definition and selection of practicable alternatives. Presently, all three alternatives carried forward in the Final EIS have been identified as being available and capable of being done, and would achieve the project purpose and need.

### Compensatory Mitigation

A 1990 Memorandum of Agreement (MOA) between the Environmental Protection Agency (EPA) and the Department of Army established a three-part process, known as the mitigation sequence, to help guide mitigation decisions and determine the type and level of mitigation required under Clean Water Act Section 404 regulations. Compensatory mitigation is the third step in that sequence:

Step 1. Avoid - Adverse impacts to aquatic resources are to be avoided and no discharge shall be permitted if there is a practicable alternative with less adverse impact.

Step 2. Minimize - If impacts cannot be avoided, appropriate and practicable steps to minimize adverse impacts must be taken.

Step 3. Compensate - Appropriate and practicable compensatory mitigation is required for unavoidable adverse impacts that remain. The amount and quality of compensatory mitigation may not substitute for avoiding and minimizing impacts (emphasis added).

The Final EIS acknowledges that the preferred alternative (E-2) would impact wetlands that are functioning higher for habitat, noting that these would be more difficult to replace (Chapter 4, Environmental Consequences, p. 176). The same section goes on to say, "*However, because the proposed wetland mitigation involves applying mitigation credit from the Cow Creek Mitigation Area, which is already established and fully functioning, there would be no temporal loss*" (p. 176). As highlighted under Step 3, above, it is inappropriate to rely on proposed compensatory mitigation as a substitute for avoidance and minimization. The Cow Creek Mitigation Area and/or Valencia Wetland Mitigation Bank may indeed offer the appropriate number and resource type of credits, such that there would be no temporal loss of wetlands. Before compensatory mitigation can be considered, however, an applicant must take all appropriate steps to first avoid and minimize impacts to aquatic resources. Additionally, even if/when there is no temporal loss of aquatic resources through compensatory

mitigation, the mitigation site is usually some distance from the impact site, such that an impact is still felt.

In general, the EPA supports the use of mitigation banks, as they are identified in the 2008 Final Mitigation Rule<sup>12</sup> (Mitigation Rule) as being the preferred method of compensatory mitigation. Unfortunately, the Final EIS does not provide complete details as to how ITD's proposed mitigation plan would comply with the Mitigation Rule. For example, permittees who intend to fulfill their compensatory mitigation obligations by securing credits from approved mitigation banks must address (c)(5) and (c)(6)—baseline information and determination of credits—of 40 CFR 230.94 or 33 CFR 332.4, Planning and documentation.

The EPA does not object to a permittee-responsible compensatory mitigation project, provided that: (a) an analysis could show that the mitigation project would be sufficient to offset the authorized impacts; and (b) the mitigation project shall be conducted in accordance with a mitigation plan that complies with the Mitigation Rule. Because permittee-responsible mitigation may occur at the site of the permitted impacts or at an off-site location within the same watershed, this form of compensatory mitigation may be determined to be more appropriate.

#### **NEPA/404 Merger Process**

The Final EIS does not include a complete 404(b)(1) analysis. The Federal Highway Administration encourages merging the NEPA and 404 process, noting that it expedites project decision-making and leads to one overall public interest decision, at one point in time<sup>13</sup>. Several states have a Memorandum of Understanding between their Department of Transportation, Corps, EPA, U.S. Fish and Wildlife Service, and NOAA Fisheries regarding transportation projects requiring a 404 permit. One such agreement emphasizes that the NEPA preferred alternative must be considered the LEDPA for the Corps to proceed with authorization under the CWA<sup>14</sup>. Again, the alternatives analysis required by the Guidelines is not limited to the alternatives evaluated in the NEPA document.

#### **Conclusion regarding aquatic resources**

The Final EIS does not adequately demonstrate how the proposed project complies with the Guidelines (i.e., that Alternative E-2 is the LEDPA). The Guidelines are explicit in that *"no discharge of dredged or fill material shall be permitted if there is a practicable alternative to the proposed discharge which would have less adverse impact on the aquatic ecosystem, so long as the alternative does not have other significant adverse environmental consequences"* [§230.10(a)].

The EPA continues to have the following concerns:

1. The approach to selecting a preferred alternative is inconsistent with the Guidelines. The Final EIS inappropriately compares one alternative against another in determining practicability. An alternative either is or is not practicable; one cannot be more or less practicable than another. Additionally, the mere fact that an alternative may cost more than another does not necessarily mean it is unreasonably expensive and therefore not practicable.

<sup>12</sup> Compensatory Mitigation for Losses of Aquatic Resources; Final Rule (40 CFR Part 230, 33 CFR Parts 325 and 332)

<sup>13</sup> <https://www.environment.fhwa.dot.gov/projdev/tdmnepa404.asp>

<sup>14</sup> [https://admin.rtd-fastracks.com/media/uploads/se/App\\_H\\_PA\\_1\\_M1.pdf](https://admin.rtd-fastracks.com/media/uploads/se/App_H_PA_1_M1.pdf)



2. Absent a final project design to review, the EPA is unable to determine whether ITD has taken all appropriate and practicable steps to avoid and minimize adverse impacts, to ensure compliance with the Guidelines. Exhibit 29, Wetland Effects, shows only conceptual areas of impacts; site-specific drawings (e.g., cross-section views) are not available to discern how the project would in fact be constructed across mapped waters of the U.S.
3. The figures provided in Table 41 (Chapter 4, Environmental Consequences) do not provide the necessary detail to evaluate direct and indirect impacts to aquatic resources. For example, it is not clear whether the entire wetland acreage associated with each alternative would be filled—if so, E-2 would result in the greatest loss of wetlands; C-3, the least—or whether all tributary crossings would involve a discharge of fill below the ordinary high water mark. A practicable alternative may be a full span of these waters, rendering these figures somewhat immaterial. Comparing alternatives based on these figures, alone, is not sufficient in determining the LEDPA.
4. Despite our March 25, 2013 recommendation, a 404(b)(1) analysis was not included in the Final EIS. Since only the LEDPA can be permitted by the Corps, ITD must accept that the permitted action may differ from what was evaluated during the NEPA process. Additionally, since the information pertaining to aquatic resources was not consolidated into a single 404(b)(1) analysis, readers have to shift between multiple chapters, tables, exhibits, appendices, and technical reports to compare and contrast the various alternatives. This created difficulty in our ability to evaluate compliance with the Guidelines.
5. The wetlands within the project area drain into either the South Fork of the Palouse River or Thorn Creek, both of which are listed as impaired waterbodies by the Idaho Department of Environmental Quality (Chapter 4, Environmental Consequences, p. 173). Given that 97% of the Palouse wetlands have been lost, the remaining wetlands—albeit disturbed—serve a critical role in protecting and enhancing water quality of these and other downstream waters, as well as providing valuable habitat. Notably, the Total Maximum Daily Load (TMDL) Report for the South Fork Palouse River states: *“Most of the wetlands and flood plains in the Palouse have been eliminated by modern land use, urbanization, and transportation infrastructure. These activities have affected instream flows, channel sinuosity, and habitat diversity. The topography, soils, and climate make the Palouse watershed very susceptible to erosion. Land uses that contribute excess sediment, nutrients, and bacteria to the river can degrade water quality.”*<sup>15</sup> We noted in our March 25, 2013 letter that the approved TMDL for the South Fork Palouse River specifically recommends riparian area restoration and stream buffer zones to reduce temperatures and filter nutrients, sediment, and bacteria from direct delivery to the river. The Final EIS does not appear to seriously consider the issue of declining quality and quantity of aquatic resources in the area.
6. The presumption that there are alternatives to non-water dependent activities that would not involve a discharge of fill (or that would involve less fill), has not been rebutted.

<sup>15</sup> South Fork Palouse River Watershed Assessment and TMDLs, Executive Summary:  
[http://www.epa.gov/waters/tmdldocs/palouse\\_river\\_sf\\_entire.pdf](http://www.epa.gov/waters/tmdldocs/palouse_river_sf_entire.pdf)



Thank you for the opportunity to provide comments. We would like to continue working with ITD and other agencies regarding these many issues of concern. We also look forward to working collaboratively with the Corps and ITD during the 404 permitting process to resolve the issues raised in this letter. For further coordination and clarification of these comments, please contact me at (206) 553-1601 or via electronic mail at [reichgott.christine@epa.gov](mailto:reichgott.christine@epa.gov), or contact Elaine Somers at (206) 553-2966 or via electronic mail at [somers.elaine@epa.gov](mailto:somers.elaine@epa.gov). For questions regarding aquatic resources, contact Tracy DeGering in our Boise Operations Office at (208) 378-5756, or at [degering.tracy@epa.gov](mailto:degering.tracy@epa.gov).

Sincerely,



Christine B. Reichgott, Manager  
Environmental Review and Sediment Management Unit

# Paradise Ridge Defense Coalition



## Legal Complaint filed August 18, 2016

On Thursday, August 18, the Paradise Ridge Defense Coalition (PRDC, [paradise-ridge-defense.org](http://paradise-ridge-defense.org)) filed a legal complaint against the Idaho Transportation Department (ITD) and the Federal Highway Administration (FHWA) in US District Court for Idaho, Central Division, challenging the Environmental Impact Statement and Record of Decision recently issued for reconstructing, relocating and expanding 6.5 miles of US 95 immediately south of Moscow.

The PRDC has been protecting Paradise Ridge from inappropriate highway reconstruction since 2003. Paradise Ridge is home to some of the best remnants of native Palouse Prairie vegetation. Reliable estimates of the remaining extent of Palouse Prairie vegetation type are less than one percent of the original.

ITD and FHWA propose constructing a new route for US 95 high on the shoulder of Paradise Ridge (alternative A) while PRDC believes the needs of the traveling public and the conservation of natural resources could be better met by a central route (alternative C-3) that straightens and expands the highway using more portions of the existing right of way.

The greater environmental impacts of the E-2 route proposed by ITD, as compared to the C-3 route, are not in dispute. Documentation from ITD shows that E-2 would destroy more than three times as much wetland acreage, take twice as much prime farmland out of production, and provide more disturbed ground for potential weed establishment (36% more excavation, and road cuts more than twice as high). Because E-2 is closer to more native Palouse Prairie remnants and on-going restoration activities, the threat of weed invasion of the remaining prairie is greater.

Regulations regarding wetlands specifically state that projects impacting them must select the "least environmentally damaging practicable alternative". Both proposed alignments would be four lanes, would be designed to current specifications for new construction, and are clearly "practicable". While they are designed for similar levels of safety, any realistic assessment which takes into account the potential increased weather- and animal-related accidents on E-2 (it is higher and crosses areas with more big-game movement) would conclude that C-3 is the safer route.

The shortcomings and lack of benefits of the E-2 route, as compared to the C-3 route, have been described by local citizens for years. It is unfortunate that ITD and FHWA have stubbornly remained committed to the controversial E-2 route rather than selecting the non-controversial C-3 route that could have been expeditiously constructed years ago.

*All donations to help with this legal challenge are welcome; you may send them to the address at the bottom of this page.*

## Thorncreek to Moscow Record of Decision published April 1, 2016

The ROD specifies that the eastern-most proposed alternative alignment, E-2, is the preferred Agency alternative. The Federal Highway Administration (FHWA) accepted that alignment. ITD responses to the public and agency comments regarding the Final Environmental Impact Statement are included in the ROD.

**DEPARTMENT OF TRANSPORTATION**  
**Federal Highway Administration**  
**Notice of Final Federal Agency Actions on Proposed Highway in Idaho**

**AGENCY:** Federal Highway Administration (FHWA), Department of Transportation (DOT).

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, US-95 Thorncreek Road to Moscow in the County of Latah in the State of Idaho, FHWA Project # DHP-NH-4110(156); Idaho Transportation Department (ITD) Key #9294.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before August 29, 2016

...

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FHWA has taken final agency actions by issuing approvals for the following highway project in the State of Idaho: US-95 Thorncreek Road to Moscow Project No. DHP-NH-4110 (156), Latah County. The project involves improvements and realignment to section of US-95. The highway will be improved from milepost 337.67 to milepost 344.00 to improve safety and capacity of this section of US-95. The existing two-lane undivided highway from Thorncreek Road to the South Fork Palouse River Bridge will be replaced with a four-lane divided highway with a 34-foot median through the majority of the corridor. A four-lane highway with center turn lane, curb, gutter and sidewalk will be constructed at the northern end of the project. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) and Final Section 4(f) Evaluation US-95 Thorncreek Road to Moscow (FHWA-ID-EIS-12-01-F) for the project, approved on July 28, 2015, in the FHWA Record of Decision (ROD) issued on March 21, 2016, and in other documents in the project records.

...

The FEIS and ROD can be viewed and downloaded from the project Web site at <http://US95Thorncreek.com>. Select the link labelled "ROD" near the top of the page.

...

**Issued on:** March 25, 2016. Peter J. Hartman, FHWA Idaho Division Administrator, Boise, Idaho.  
[FR Doc. 2016-07412 Filed 3-31-16; 8:45 am]

**Federal Register** / Vol. 81, No. 63 / Friday, April 1, 2016 / Notices 18933

<https://www.gpo.gov/fdsys/pkg/FR-2016-04-01/pdf/2016-07412.pdf>

<https://www.federalregister.gov/articles/2016/04/01/2016-07412/notice-of-final-federal-agency-actions-on-proposed-highway-in-idaho>

**The Final Environmental Impact Statement (FEIS) for the Idaho Transportation Department's US 95 Thorncreek Road to Moscow project was released August 14, 2015. This started a 30-day comment period.**

The FEIS is available on an ITD-associated web site, [us95thorncreek.com](http://us95thorncreek.com). In the FEIS, both ITD and the Federal Highway Administration recommend the E-2 alignment.

The US-95 Thorncreek Road to Moscow project is located in Latah County, Idaho. The project begins near Thorncreek Road and continues north for approximately 6.34 miles, ending at the South Fork Palouse River Bridge. The purpose of this project is to improve the safety and capacity of this segment of US-95. The FEIS analyzes the benefits and effects of the No Action and three Action Alternatives (Modified W-4, C-3 and E-2) on the natural and human environment. It makes corrections to the DEIS, presents new information and responds to public comments. It also identifies the Agencies' Preferred Alternative (E-2) and preliminary mitigation measures.

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*The Paradise Ridge Defense Coalition works to ensure and enhance the public safety, environmental integrity, and natural aesthetics of Paradise Ridge and its environs.*

Coalition members:

Palouse Broadband of the Great Old Broads for Wilderness ~~ Wild Idaho Rising Tide ~~ Palouse Environmental Sustainability Coalition ~~ Palouse Group of the Sierra Club

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Paradise Ridge Defense Coalition  
PO Box 8804  
Moscow, ID 83843

08/19/2016

## Appointment

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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 10/30/2017 8:06:11 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM Ex. 6 Personal Privacy (PP) /IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/31/2017 5:00:00 PM  
**End:** 10/31/2017 5:30:00 PM  
**Show Time As:** Busy

Message

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 7/27/2017 2:27:57 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** US95-Thorn Creek  
**Attachments:** US95-Thorn Creek\_WWDistrict Response\_20170720.pdf

Looks like a standard response. Please see the attached.

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**Hanh Shaw** | Acting Manager  
Aquatic Resources Unit  
Office of Environmental Review and Assessment  
U.S. Environmental Protection Agency | Region 10  
**P:** 206-553-0171 | **E:** [shaw.hanh@epa.gov](mailto:shaw.hanh@epa.gov)



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS  
BOISE REGULATORY OFFICE  
720 EAST PARK BOULEVARD, SUITE 245  
BOISE, IDAHO 83712-7757

July 20, 2017

Walla Walla District  
Regulatory Division

SUBJECT: NWW-2004-0600046-B02, ITD/US 95, Thorn Creek to Moscow, MP 337.67 to MP 344.00. ITD Key No. 09294

United State Environmental Protection Agency  
Region 10  
Attention: Hahn Shaw  
1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

Dear Mr. Shaw:

Thank you for your interest and comments on Public Notice NWW No. 2004-0600046-B02, concerning an application by the Idaho Transportation Department, for a Department of the Army permit under Section 404 of the Clean Water Act. The project as proposed, includes the construction of a four-lane divided highway for US 95, between the Mile Posts 337.67 and 344.00. The project is referred to as US 95, Thorn Creek to Moscow. The project is in Latah County, near Moscow, Idaho.

Your comments will be considered along with other factors of the public interest in the final decision on the application (33 CFR Part 325.2(a)(3)). The decision to hold a Public Hearing pursuant to 33 CFR Part 327 has not been made. The Corps will notify Commenters, interested State, Local, and Federal Agencies on our decision regarding whether or not to hold a Public Hearing (33 CFR Part 327.11).

The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed action on the public interest. All factors which may be relevant to the proposal, including public comments, will be considered (33 CFR Part 320.4).

#### **CUSTOMER SERVICE**

We actively use feedback to improve our delivery and provide you with the best possible service. To take our online customer service survey, visit us online at: [http://corpsmapu.usace.army.mil/cm\\_apex/f?p=136:4:0](http://corpsmapu.usace.army.mil/cm_apex/f?p=136:4:0). If you have questions or if you would like a paper copy of the survey, call our office at 208-433-4464.

For more information about the Walla Walla District Regulatory program, visit us online at: <http://www.nwww.usace.army.mil/Business-With-Us/Regulatory-Division/>.

If you have any questions or need additional information about this application, you can contact Ms. Nicholle Braspennickx at 208-433-4461, by mail at the address in the letterhead, or email at [Nicholle.M.Braspenn@usace.army.mil](mailto:Nicholle.M.Braspenn@usace.army.mil).

A copy of this letter will be sent to: Mr. David Kuisti, Idaho Transportation Department (ITD), District 2; Mr. Kyle Holman, Federal Highway Administration; and Ms. Sue Sullivan, ITD, Headquarters.

Sincerely,

A handwritten signature in black ink, appearing to read "Kelly J. Urbanek".Handwritten initials "KJ" in black ink.

Kelly J. Urbanek  
Chief, Regulatory Division

Message

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**From:** David Hall; Ex. 6 Personal Privacy (PP)  
**Sent:** 11/1/2017 3:37:24 AM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Re: US 95 Thorncreek to Moscow, Dept Army Permit  
  
**Flag:** Follow up

Ms. Bujak,

We are disappointed that you will not be attending, as earlier you seemed eager to attend (and the Corps had apparently thought that EPA should be represented). It seems that your insights in person would be very useful.

thank you for keeping us updated.

-David

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**From:** Bujak, Charissa <bujak.charissa@epa.gov>  
**Sent:** Tuesday, October 31, 2017 4:24 PM  
**To:** Michaela.M.Murdock@usace.army.mil  
**Cc:** David Hall; Hampson, Theresa L CIV USARMY CENWW (US)  
**Subject:** FW: US 95 Thorncreek to Moscow, Dept Army Permit

Dear Ms. Murdock,

I have received an email (see attached) which indicates that PRDC would like to include EPA in their meeting with you on Tuesday, December 5<sup>th</sup>, 2017. It is my understanding that the meeting between the Corps and PRDC is to allow the Corps to address comments PRDC may have had for the PN on the proposed Route 95-Thorncreek Rd, to Moscow project. EPA has already provided comments in our letter dated 6/16/2017, consistent with our responsibilities under Section 404, and we believe that our comments speak for themselves. Consequently, EPA will not be attending this meeting. We thank you for the opportunity to provide comments. Should you have questions on our comments, or require further information on this project, please don't hesitate to contact us.

Sincerely,

Charissa Bujak  
Biologist  
U.S. Environmental Protection Agency  
Region 10, Boise ID Ops Office  
950 W. Bannock St.  
Boise, ID 83702  
Phone: (208) 378-5754  
Email: bujak.charissa@epa.gov



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**From:** David Hall **Ex. 6 Personal Privacy (PP)**  
**Sent:** Monday, October 16, 2017 3:09 PM  
**To:** Bujak, Charissa <bujak.charissa@epa.gov>  
**Subject:** Re: US 95 Thorncreek to Moscow, Dept Army Permit

Ms. Bujak,

The Paradise Ridge Defense Coalition would really like to have the EPA in attendance at the proposed Army Corps meeting. Can you update us on the status, and whether you will be able to attend?

Thank you.

-David

---

----- Forwarded message -----

**From:** Jake  
**Date:** Mon, Oct 9, 2017 at 3:28 PM  
**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit  
**To:** "Murdock, Michaela M CIV USARMY CENWW (US)" <[Michaela.M.Murdock@usace.army.mil](mailto:Michaela.M.Murdock@usace.army.mil)>  
**Cc:** Dave, "Hampson, Theresa L CIV USARMY CENWW (US)" <[Theresa.L.Hampson@usace.army.mil](mailto:Theresa.L.Hampson@usace.army.mil)>

Michaela,

That time and date generally works for PRDC's members. However, before we confirm that date and time, PRDC wanted to confirm that EPA would be able to attend the meeting as well. My understanding is that a member of PRDC inquired if someone from the EPA Boise office would be attending, and the staff member (Charissa Bujak) was looking into travel arrangements. Having an EPA representative at the meeting would be very helpful, given their past involvement and comments. Not sure if there is anything you can do on your end to make sure that Charissa can attend, but any help you can provide would be appreciated.

Thank you.

Jake

-----Original Message-----

**From:** Murdock, Michaela M CIV USARMY CENWW (US) [mailto:[Michaela.M.Murdock@usace.army.mil](mailto:Michaela.M.Murdock@usace.army.mil)]  
**Sent:** Friday, October 6, 2017 10:07 AM  
**To:** Jake  
**Cc:** Dave; Hampson, Theresa L CIV USARMY CENWW (US) <[Theresa.L.Hampson@usace.army.mil](mailto:Theresa.L.Hampson@usace.army.mil)>  
**Subject:** RE: US 95 Thorncreek to Moscow, Dept Army Permit

Jake,

The Corps is reserving a meeting space at the 1912 Building in Moscow, Idaho, for Tuesday, December 5, 2017. The meeting time is tentatively scheduled for 2:00-5:30 p.m.; however, an earlier start time is possible if desired.

Please confirm whether this date, time, and location work for you and your clients.

Thank you,

Michaela M. Murdock  
Assistant District Counsel  
U.S. Army Corps of Engineers, Walla Walla District  
201 N. Third Avenue  
Walla Walla, WA 99362  
(509) 527-7707

## Appointment

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 10/26/2017 6:10:23 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Declined: US 95 Thorncreek to Moscow, Dept Army Permit  
**Location:** R10IOO-ConfLnMM-[Ex. 6 Personal Privacy (PP)] IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 10/26/2017 9:00:00 PM  
**End:** 10/26/2017 9:30:00 PM  
**Show Time As:** Busy

Charissa,

[Personal Privacy / Ex. 6] will not be able to join you.

Message

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**From:** Storm, Linda [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=473A11576E9E401B98840BB1A54FBAC7-STORM, LINDA]  
**Sent:** 5/31/2017 5:12:25 PM  
**To:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** RE: FEIS Vegetation Report for US95 Thorncreek Rd to Moscow

Great! If anyone has questions about my specific comments or the response to them, please feel free to ask – I will do what I can to answer/clarify as needed.

All my best,  
Linda



Linda E. Storm, Aquatic Ecologist  
U.S. EPA, Region 10 – Aquatic Resources Unit  
Office of Environmental Review and Assessment  
1200 Sixth Avenue, Mail Stop OERA-140  
Seattle, Washington 98101-3140  
Ofc: (206) 553-6384; Cell: (206) 437-2293  
Email: storm.linda@epa.gov

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**From:** Thiesing, Mary  
**Sent:** Wednesday, May 31, 2017 4:55 AM  
**To:** Somers, Elaine <somers.elaine@epa.gov>; Storm, Linda <Storm.Linda@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>; Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** RE: FEIS Vegetation Report for US95 Thorncreek Rd to Moscow

Elaine,

Thanks for this and the other information. This is awesome, and exactly what we needed.

Mary Anne

---

**From:** Somers, Elaine  
**Sent:** Tuesday, May 30, 2017 5:59 PM  
**To:** Storm, Linda <Storm.Linda@epa.gov>; Thiesing, Mary <Thiesing.Mary@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>; Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** FEIS Vegetation Report for US95 Thorncreek Rd to Moscow

Everyone,

Attached is the Vegetation Report included with the Final EIS for the US95 Thorncreek Rd to Moscow project. It consists of the 2005 report, which Linda reviewed with comments to Juanita earlier, plus a 9-page introductory segment that was added in December 2008, which prepared it for inclusion in the Final EIS. This addition addresses indirect and

cumulative effects. The pdf copy attached here also includes yellow highlights in the 2008 addition, which I made when I reviewed it today. I have Juanita's contact information, and have left her a phone message. I expect that this is as final a version as she produced – the 2005 report with the 2008 addition at the beginning.

Elaine

Message

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 5/31/2017 4:19:43 PM  
**To:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**CC:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]  
**Subject:** RE: ROD, ROD excerpts/documents re: LEDPA, EPA FEIS letter: US95 Thorncreek Rd to Moscow

Hi Tracy,

Yes, I definitely think we should cite it. Nicely, done, ma'am!

---

**From:** Peak, Tracy  
**Sent:** Wednesday, May 31, 2017 8:39 AM  
**To:** Somers, Elaine <somers.elaine@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>; Thiesing, Mary <Thiesing.Mary@epa.gov>; Storm, Linda <Storm.Linda@epa.gov>  
**Subject:** RE: ROD, ROD excerpts/documents re: LEDPA, EPA FEIS letter: US95 Thorncreek Rd to Moscow

There is also this attached email, between the Corps and Elaine back in 2013. I find this pre-decisional excerpt particularly important & citable, if appropriate:

The Corps is of the opinion that any alternative (but for no action) meets purpose and need. Wetland and stream channel impacts are not so much a driver for alternative selection.. w/ justifications, the Corps can see reasons to permit any of the three action alternatives. The waters of the U.S., including wetlands, are heavily impacted by surrounding agricultural land use... All action alternatives impact the same sort of lower ranking aquatic resource.

---

**From:** Somers, Elaine  
**Sent:** Tuesday, May 30, 2017 9:37 PM  
**To:** Bujak, Charissa <bujak.charissa@epa.gov>; Thiesing, Mary <Thiesing.Mary@epa.gov>; Storm, Linda <Storm.Linda@epa.gov>; Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** ROD, ROD excerpts/documents re: LEDPA, EPA FEIS letter: US95 Thorncreek Rd to Moscow

Hi, again,

Here is a helpful cluster of documents, which Tracy sent to Charissa and me on 12/1/2016. It includes:

- EPA comment letter on the FEIS;
- The ROD;
- ITD/FHWA responses to EPA comments on the FEIS (taken from the ROD);
- ITD responses to EPA FEIS comments that pertain to the LEDPA and CWA comments (taken from the ROD).

Thank you, Tracy!! ☺  
Elaine

P.S. It may be helpful to further discuss the ITD responses to EPA comments in the ROD. If there are questions or concerns, please let me know.



Message

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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 2/14/2019 8:14:06 PM  
**To:** Ransom Sitz [Ex. 6 Personal Privacy (PP)]  
**CC:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** RE: US-95 Thorncreek to Moscow project

Ransom,

Since we all have a role, I suggest you address your letter to the Corps (if the subject is the 404 permit) and cc: the EPA contacts. We appreciate your interest and participation in the project.

Elaine

U.S. Environmental Protection Agency, Region 10  
Office of Environmental Review and Assessment  
Environmental Review and Sediment Management Unit  
1200 6<sup>th</sup> Ave., Suite 155, OERA  
Seattle, WA 98101

[Somers.elaine@epa.gov](mailto:Somers.elaine@epa.gov)  
206-553-2966

**From:** Ransom Sitz [Ex. 6 Personal Privacy (PP)]  
**Sent:** Thursday, February 14, 2019 11:58 AM  
**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>  
**Cc:** Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>  
**Subject:** Re: US-95 Thorncreek to Moscow project

Hello Elaine,

Thank you for the response. I guess all I hope to do is submit a letter expressing my opinion about the project. Would that go to the Army Corps office in Walla Walla as you mentioned? Or should I send three copies to everyone (you and Charissa and Army Corps)?

Ransom

On Thursday, February 14, 2019, Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)> wrote:

Hello, Ransom,

Thank you for contacting us at the EPA. I am the NEPA environmental reviewer for the US95 Thorncreek Road to Moscow project. Charissa Bujak in our Boise, Idaho Operations Office is the Aquatic Resources contact for the project. Both the U.S. EPA and the U.S. Army Corps of Engineers have roles and responsibilities with respect to the 404 permitting program, but the U.S. Army Corps of Engineers (Walla Walla District Office in this case) is the agency that is responsible for making the decision as to whether or not to issue a Clean Water Act Section 404 permit for the project. Charissa and I would be happy to help answer any questions you have, but you may also need to contact the Corps of Engineers for further information specific to the permitting process for this project.



Please contact us to let us know how we can assist you.

Thank you so much!

Elaine Somers

Somers.elaine@epa.gov

Phone: 206-553-2966

Bujak.charissa@epa.gov

Phone: 208-378-5754

**From:** Ransom Sitz Ex. 6 Personal Privacy (PP)  
**Sent:** Monday, February 11, 2019 11:04 AM  
**To:** EPA-Seattle <[EPA-Seattle@epa.gov](mailto:EPA-Seattle@epa.gov)>  
**Subject:** US-95 Thorncreek to Moscow project

Hello,

It is my understanding that the Idaho DOT still needs to get a clean water permit (or something similar) from the EPA before they can finalize the US-95 Thorncreek to Moscow highway expansion project. I would like to comment on the project but I can't find who at the EPA I should send my letter to. I heard that it would be Elaine Sommers, but I cannot locate her in the directory. Could you tell me who at the Seattle office is working on this project?

Thank you,

Ransom

## Appointment

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**From:** Thiesing, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7B594716A844C65BD55C43A6B033F58-THIESING, MARY ANN]  
**Sent:** 5/31/2017 3:39:10 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) / IOO-Meet-Me-Ln/R10-IOO-Eqpt code: Ex. 6 Personal Privacy (PP)  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

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Message

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**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 5/31/2017 1:04:08 AM  
**To:** Storm, Linda [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=473a11576e9e401b98840bb1a54fbac7-Storm, Linda]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]; Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** FW: FEIS Vegetation Report for US95 Thorncreek Rd to Moscow  
**Attachments:** 13-Vegetation-TR-072015.pdf

Thought you might like to have Juanita's contact information:

Juanita Lichthardt, Botanist  
600 S. Walnut St.  
P.O. Box 25  
Boise, ID 83707  
208-882-4803  
[juanital@uidaho.edu](mailto:juanital@uidaho.edu)

---

**From:** Somers, Elaine  
**Sent:** Tuesday, May 30, 2017 5:59 PM  
**To:** Storm, Linda <Storm.Linda@epa.gov>; Thiesing, Mary <Thiesing.Mary@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>; Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** FEIS Vegetation Report for US95 Thorncreek Rd to Moscow

Everyone,

Attached is the Vegetation Report included with the Final EIS for the US95 Thorncreek Rd to Moscow project. It consists of the 2005 report, which Linda reviewed with comments to Juanita earlier, plus a 9-page introductory segment that was added in December 2008, which prepared it for inclusion in the Final EIS. This addition addresses indirect and cumulative effects. The pdf copy attached here also includes yellow highlights in the 2008 addition, which I made when I reviewed it today. I have Juanita's contact information, and have left her a phone message. I expect that this is as final a version as she produced – the 2005 report with the 2008 addition at the beginning.

Elaine

Message

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**From:** Peak, Tracy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D91E8031A31646439C7A33829C4EC926-DEGERING, TRACY]  
**Sent:** 5/30/2017 5:14:55 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** FW: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

FYI

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**From:** Palouse\_Prairie [mailto:ppf@palouseprairie.org]  
**Sent:** Friday, May 26, 2017 6:09 PM  
**To:** Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Ms. Peak,

Thank you for the additional information. And I respect your position.

-David

----- Original Message -----

**From:** "Peak, Tracy" <Peak.Tracy@epa.gov>  
**Sent:** 5/26/2017 2:34:26 PM  
**To:** "Palouse\_Prairie" <ppf@palouseprairie.org>, "Bujak, Charissa" <bujak.charissa@epa.gov>, "Somers, Elaine" <somers.elaine@epa.gov>  
**Subject:** RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Hi David,

I don't think we're entirely comfortable disclosing our plans, given how sensitive this project is, but I don't believe we have the option to request a public hearing. (Or at least I'm not aware of federal agencies requesting public hearings in the past; I could easily be wrong.) That could have something to do with how the terms "any person" and "public" are interpreted?

For context, if helpful... The Corps defines "public hearing" as, "a public proceeding conducted for the purpose of acquiring information or evidence which will be considered in evaluating a proposed Department of the Army permit action, or Federal project, and which affords the public an opportunity to present their views, opinions, and information on such permit actions or Federal projects." In other words, a public hearing gives individuals the chance to speak to the

Corps, but the Corps isn't necessarily in the position of responding to questions or comments. The Corps' Public Notice doesn't make this very clear, and this kind of format may not be satisfying to those who want to have an open dialogue about the project. Certainly, though, "any person may request...that a public hearing be held to consider the material matters at issue in the permit application or with respect to Federal project."

For more information about Corps public hearings—including the requirement to specify the reasons for holding one—please see 33 CFR 327, available online at: <https://www.gpo.gov/fdsys/pkg/CFR-1999-title33-vol3/pdf/CFR-1999-title33-vol3-part327.pdf>.

If you have additional questions, please let us know.

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402

950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

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**From:** Palouse\_Prairie [<mailto:ppf@palouseprairie.org>]

**Sent:** Friday, May 26, 2017 1:11 PM

**To:** Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>; Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>

**Cc:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>

**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Elaine and all,

Thank you for the inclusion. Is the EPA planning to request a hearing, or submit comments on this permit outside of a hearing?

-David

David Hall, President  
Palouse Prairie Foundation

----- Original Message -----

From: "Bujak, Charissa" <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

Sent: 5/18/2017 7:38:30 AM

To: "Somers, Elaine" <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>, "Palouse\_Prairie" <[ppf@palouseprairie.org](mailto:ppf@palouseprairie.org)>

Cc: "Peak, Tracy" <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>

Subject: RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Good morning,

For further direction, please make sure to contact **both** Charissa Bujak and Tracy Peak on any communication to the EPA regarding DA permits. Charissa Bujak has recently assumed the role of POC and lead EPA reviewer for the state of ID.

Thank you!

Cheers,

Charissa Bujak

Biologist

U.S. Environmental Protection Agency

Region 10, Boise ID Ops Office

950 W. Bannock St.

Boise, ID 83702

Phone: (208) 378-5754

Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

---

**From:** Somers, Elaine

**Sent:** Wednesday, May 17, 2017 7:14 PM

**To:** Palouse\_Prairie <[ppf@palouseprairie.org](mailto:ppf@palouseprairie.org)>

**Cc:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Subject:** US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

In response to your earlier inquiry to our Aquatic Resources Unit regarding the Corps of Engineers permitting process for the US 95 Thorncreek Road to Moscow project, we are forwarding to you the Corps' Notification of Public Notice for the DA Permit No. NWW-2004-0600046. If you have any questions about the permitting process, feel free to contact Tracy Peak or Charissa Bujak in our Boise, Idaho Operations Office, and/or Sarah Reagan at the Corps (contact information below).

Tracy Peak

Charissa Bujak

208-378-5756

208-378-5754

[Peak.tracy@epa.gov](mailto:Peak.tracy@epa.gov)

[Bujak.charissa@epa.gov](mailto:Bujak.charissa@epa.gov)

Thank you so much!

Elaine Somers

U.S. Environmental Protection Agency, Region 10

Office of Environmental Review and Assessment

Environmental Review and Sediment Management Unit

1200-6th Avenue, Suite 900

Seattle, WA 98101

Phone: 206-553-2966

[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:

<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan

U.S. Army Corps of Engineers

Walla Walla District

Boise Regulatory Office

720 Park Blvd, Suite 245

Boise, ID 83712-7757

208-433-4464

CLASSIFICATION: UNCLASSIFIED



## Appointment

---

**From:** Somers, Elaine [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E9245ABE34C643E2BB029F63DA78AF84-SOMERS, ELAINE]  
**Sent:** 5/23/2017 8:35:23 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Nogi, Jill [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6AA4CE4A754CD09F8490A81F581DE9-NOGI, JILL]  
**Sent:** 5/19/2017 6:46:14 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/19/2017 4:41:47 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Busy

## Appointment

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**From:** Peak, Tracy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D91E8031A31646439C7A33829C4EC926-DEGERING, TRACY]  
**Sent:** 5/18/2017 5:30:43 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/26/2017 7:30:00 PM  
**End:** 5/26/2017 8:30:00 PM  
**Show Time As:** Busy

Message

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/18/2017 2:51:25 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**CC:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River  
**Attachments:** EPA's CWA § 404 Program Organization Chart -2-01-2017.pdf

Hi Elaine,

I have assumed lead role for permitting and policy issues in ID. I am slowly transitioning into this role with assistance from Tracy. Attached is our new organizational chart after the reorg. Note: on this sheet, my phone number is incorrect, as it is actually (208) 378-5754

Thanks!

Cheers,  
Charissa

---

**From:** Somers, Elaine  
**Sent:** Wednesday, May 17, 2017 7:14 PM  
**To:** Palouse\_Prairie <ppf@palouseprairie.org>  
**Cc:** Peak, Tracy <Peak.Tracy@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>  
**Subject:** US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

In response to your earlier inquiry to our Aquatic Resources Unit regarding the Corps of Engineers permitting process for the US 95 Thorncreek Road to Moscow project, we are forwarding to you the Corps' Notification of Public Notice for the DA Permit No. NWW-2004-0600046. If you have any questions about the permitting process, feel free to contact Tracy Peak or Charissa Bujak in our Boise, Idaho Operations Office, and/or Sarah Reagan at the Corps (contact information below).

Tracy Peak	Charissa Bujak
208-378-5756	208-378-5754
<a href="mailto:Peak.tracy@epa.gov">Peak.tracy@epa.gov</a>	<a href="mailto:Bujak.charissa@epa.gov">Bujak.charissa@epa.gov</a>

Thank you so much!  
Elaine Somers

U.S. Environmental Protection Agency, Region 10  
Office of Environmental Review and Assessment  
Environmental Review and Sediment Management Unit  
1200-6th Avenue, Suite 900  
Seattle, WA 98101

Phone: 206-553-2966  
[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:

<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

### REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140

#### **Michael Szerlog**

Manager

Aquatic Resources Unit (ARU), Region 10  
Office of Environmental Review and Assessment  
1200 Sixth Avenue, Suite 900, Mailstop OERA-140  
Seattle, Washington 98101  
Phone: (206) 553-0279 Cell: (206) 849-4821  
E-mail: [Szerlog.Michael@epa.gov](mailto:Szerlog.Michael@epa.gov)

#### **Jeff Kenknight**

Manager

Water and Wetlands Enforcement Unit (WWEU), Region 10  
Office of Compliance and Enforcement  
1200 Sixth Avenue, Suite 900, Mailstop OCE-101  
Seattle, Washington 98101  
Phone: (206) 553-6641 Cell: (206) 295-6752  
E-mail: [Kenknight.jeff@epa.gov](mailto:Kenknight.jeff@epa.gov)

#### **Chan Pongkhamsing**

CWA Enforcement Specialist

(206) 553-1806

[Pongkhamsing.chan@epa.gov](mailto:Pongkhamsing.chan@epa.gov)

1200 Sixth Ave.  
Suite 900 OCE-101  
Seattle, Washington 98101

- Region 10 Enforcement Coordinator for CWA § 404 Enforcement (WWEU)

**Regional Office  
(RO)**

**Idaho Operations Office  
(IOO)**

**Oregon Operations Office  
(OOO)**

**Alaska Operations Office  
(AOO)**

### **Regional Office Staff**

#### **Linda Storm**

Ecologist

(206) 553-6384

[Storm.Linda@epa.gov](mailto:Storm.Linda@epa.gov)

1200 Sixth Ave,  
Suite 900 OERA-140  
Seattle, Washington 98101

- Regional Lead for Water Quality Certifications for Tribes and for Nationwide Permit Reauthorization
- Washington State Lead for Compensatory Mitigation
- Tribal Lead for State/Tribal Capacity Building
- Wetlands & watershed issues in Washington (policy and regulatory issues) for **Clallam, Grays Harbor, Jefferson, Kitsap, Lewis, Mason, Pierce, and Thurston Counties.**

#### **Heather Dean**

Environmental Scientist

(907) 271-3490

[Dean.Heather@epa.gov](mailto:Dean.Heather@epa.gov)

1200 Sixth Ave,  
Suite 900 OERA-140  
Seattle, Washington 98101

- Regional and Alaska & Washington State lead for CWA Jurisdiction
- Technical lead for CWA Jurisdiction for Enforcement
- Washington State lead for Puget Sound coordination
- Wetlands & watershed issues in Alaska (policy and regulatory issues) for **Municipality of Anchorage, Valdez-Cordova Census Area.**

#### **Mary Ann Thiesing**

Regional Wetland Ecologist

(206) 553-6114

[Thiesing.Mary@epa.gov](mailto:Thiesing.Mary@epa.gov)

1200 Sixth Ave,  
Suite 900 OERA-140  
Seattle, Washington 98101

- Regional Wetland Coordinator for Alaska, Idaho, Oregon, and Washington (policy and regulatory issues)
- Regional & Washington State Lead for Monitoring and Assessment
- Technical lead for CWA § 404 Enforcement

#### **Annie Whitley**

Environmental Scientist

(206) 553-0058

[Whitley.Annie@epa.gov](mailto:Whitley.Annie@epa.gov)

1200 Sixth Ave,  
Suite 900 OERA-140  
Seattle, Washington 98101

- Washington State Lead for State/Tribal Capacity Building
- Washington State Lead for Monitoring/Assessment and Mapping
- Wetlands & watershed issues in Washington (policy and regulatory issues) for **Pacific, Wahkiakum, Clark, Cowlitz, Skamania, and Klickitat Counties.**

#### **Krista Rave-Perkins**

Environmental Protection Specialist

(206) 553-6384

[Rave-Perkins.Krista@epa.gov](mailto:Rave-Perkins.Krista@epa.gov)

1200 Sixth Ave,  
Suite 900 OCE-101  
Seattle, Washington 98101

- Wetland Program Development Grant Coordinator
- Functional Lead for Contracts
- Wetlands & watershed issues in Washington (policy and regulatory issues) for **Whatcom, Skagit, Snohomish, San Juan Island, King, Chelan, Okanogan, and Douglas Counties.**
- Washington State lead for CWA § 404 Enforcement (WWEU)

#### **Margo Young**

Bristol Bay Project Manager

(206) 553-1287

[Young.Margo@epa.gov](mailto:Young.Margo@epa.gov)

1200 Sixth Ave,  
Suite 900 OERA-140  
Seattle, Washington 98101

- Project Manager for Bristol Bay Project in Alaska

### AQUATIC RESOURCES UNIT & WATER AND WETLANDS ENFORCEMENT UNIT

### REGIONAL (WA), OREGON, IDAHO, AND ALASKA OPERATIONS OFFICES GEOGRAPHIC & PROGRAM RESPONSIBILITIES

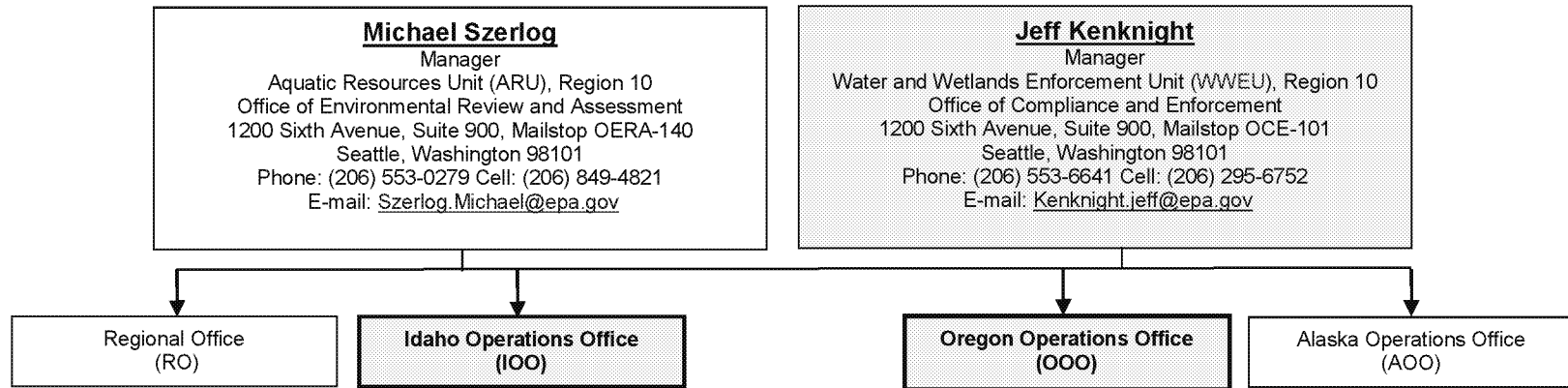
(UPDATED: 2/01/2017)



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

### REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140



#### Idaho Operations Office Staff

<p><b>Tracy Peak (DeGering)</b> Environmental Scientist (208) 378-5756 <a href="mailto:Peak.Tracy@epa.gov">Peak.Tracy@epa.gov</a> 1435 North Orchard Boise, ID 83706</p> <ul style="list-style-type: none"><li>Idaho and Oregon State Lead for CWA Jurisdiction</li><li>Idaho State Lead for Compensatory Mitigation</li><li>Wetlands &amp; watershed issues in Alaska (policy and regulatory issues) for <b>Fairbanks North Star &amp; Denali Boroughs, Yukon-Koyukuk &amp; Southeast Fairbanks Census Areas.</b></li><li>NPDES General Permit Contact for Aquaculture and Suction Dredge Mining in Idaho</li></ul>	<p><b>Charissa Bujak</b> Biologist (208) 378-5755 <a href="mailto:Bujak.Charissa@epa.gov">Bujak.Charissa@epa.gov</a> 1435 North Orchard Boise, ID 83706</p> <ul style="list-style-type: none"><li>Idaho State Lead for State/Tribal Capacity Building.</li><li>Idaho State Lead for Monitoring/Assessment and Mapping.</li><li>Wetlands &amp; watershed issues in Idaho and Washington (policy and regulatory issues) for <b>Asotin, Garfield, Columbia, Walla Walla, Benton, Yakima, Kittitas, Grant, Franklin, Adams, Whitman, Spokane, Lincoln, Ferry, Stevens, and Pend Oreille Counties.</b></li><li>Idaho State lead for CWA § 404 Enforcement (WWEU)</li></ul>
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#### Oregon Operations Office Staff

<p><b>Tracie Nadeau</b> Environmental Scientist (503) 326-3685 <a href="mailto:Nadeau.Tracie@epa.gov">Nadeau.Tracie@epa.gov</a> 805 SW Broadway, Suite 500 Portland, OR 97205</p> <ul style="list-style-type: none"><li>Regional Lead for Stream Ecology and for Compensatory Mitigation</li><li>Oregon State Lead for Compensatory Mitigation</li><li>Oregon State Lead for Nationwide Permit Reauthorization</li><li>Wetlands &amp; watershed issues in Oregon (policy and regulatory issues) for <b>Clatsop, Columbia, Washington, Multnomah, Yamhill, Polk, Clackamas, Hood River, Wasco, Sherman, Gilliam, Morrow, Umatilla, Lane, Deschutes, Coos, Curry, Douglas, Lake, Harney Counties.</b></li></ul>	<p><b>Yvonne Vallette</b> Biologist (503) 326-2716 <a href="mailto:Vallette.Yvonne@epa.gov">Vallette.Yvonne@epa.gov</a> 805 SW Broadway, Suite 500 Portland, OR 97205</p> <ul style="list-style-type: none"><li>Regional Lead and Oregon State Lead for State/Tribal Capacity Building</li><li>Wetlands &amp; watershed issues in Oregon (policy and regulatory issues) for <b>Baker, Benton, Crook, Grant, Jackson, Jefferson, Josephine, Klamath, Lincoln, Linn, Malheur, Marion, Tillamook, Union, Wallowa, and Wheeler Counties.</b></li><li>Oregon State lead for CWA § 404 Enforcement (WWEU)</li><li>Program manager for Lower Columbia River National Estuary Program</li></ul>
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**AQUATIC RESOURCES UNIT & WATER AND WETLANDS ENFORCEMENT UNIT**  
**REGIONAL (WA), OREGON, IDAHO, AND ALASKA OPERATIONS OFFICES GEOGRAPHIC & PROGRAM RESPONSIBILITIES**  
(UPDATED: 2/01/2017)

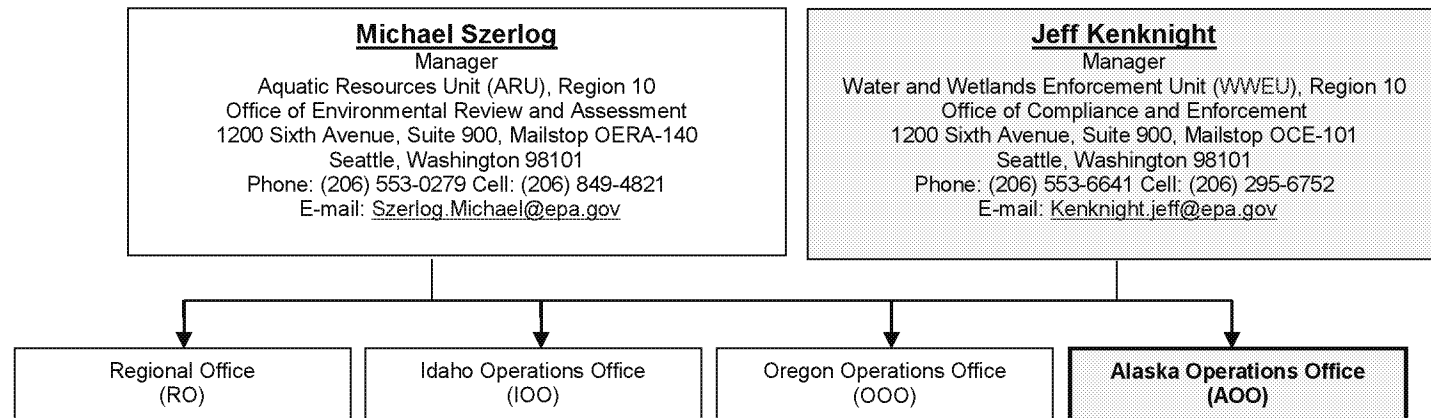




## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

### REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140



### Alaska Operations Office Staff

<p><b>Gayle Martin</b> Biologist (907) 271-5097 <a href="mailto:Martin.Gayle@epa.gov">Martin.Gayle@epa.gov</a> 222 W. 7<sup>th</sup> Ave, Rm 537 Box #19, (AOO/A) Anchorage, AK 99513-7588</p> <ul style="list-style-type: none"><li>• Oil and Gas Sector Lead for CWA § 404 work in Alaska</li><li>• Alaska State Lead for Monitoring/Assessment and Mapping</li><li>• Alaska State Co-Lead for Streams</li><li>• Wetlands &amp; watershed issues in Alaska (policy and regulatory issues) for <b>North Slope &amp; NW Arctic Boroughs</b></li></ul>	<p><b>Mark Douglas</b> Environmental Scientist (907) 271-1217 <a href="mailto:Douglas.Mark@epa.gov">Douglas.Mark@epa.gov</a> 222 W. 7<sup>th</sup> Ave, Rm 537 Box #19, (AOO/A) Anchorage, AK 99513-7588</p> <ul style="list-style-type: none"><li>• Alaska State Lead for State/Tribal Capacity Building</li><li>• Alaska State Lead for Nationwide Permit Reauthorization</li><li>• Functional Lead for Contracts</li><li>• Wetlands &amp; watershed issues in Alaska (policy and regulatory issues) for <b>SW Alaska: Kenai Peninsula &amp; Bristol Bay Boroughs; Kodiak Island, Lake &amp; Peninsula, and Aleutians East &amp; West Boroughs; and Dillingham Census Area. SE Alaska: City and Borough of Juneau, Sitka, Wrangell, and Yakutat; Municipality and Borough of Skagway; Haines and Ketchikan Gateway Boroughs; Hoonah-Angoon, Prince of Wales-Hyder, and Petersburg Census Areas.</b></li></ul>	<p><b>Matt LaCroix</b> Biologist (907) 271-1480 <a href="mailto:LaCroix.Matthew@epa.gov">LaCroix.Matthew@epa.gov</a> 222 W. 7<sup>th</sup> Ave, Rm 537 Box #19, (AOO/A) Anchorage, AK 99513-7588</p> <ul style="list-style-type: none"><li>• Alaska State Lead for Compensatory Mitigation</li><li>• Alaska State Co-Lead for Streams</li><li>• Wetlands &amp; watershed issues in Alaska (policy and regulatory issues) for <b>Matanuska-Susitna Borough; Bethel, Nome, Kusilvak Census Areas</b></li></ul>	<p><b>Mark Jen</b> Environmental Scientist (907) 271-3411 <a href="mailto:Jen.Mark@epa.gov">Jen.Mark@epa.gov</a> 222 W. 7<sup>th</sup> Ave, Rm 537 Box #19, (AOO/A) Anchorage, AK 99513-7588</p> <ul style="list-style-type: none"><li>• Alaska State lead for CWA § 404 Enforcement (WWEU)</li><li>• Resource Extraction Lead for National Environmental Policy Act (NEPA) work in Alaska</li></ul>
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Message

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 6/16/2017 11:14:36 PM  
**To:** Braspennickx, Nicholle M NWW [Nicholle.M.Braspenn@usace.army.mil]  
**CC:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Ray.Hennekey@idfg.idaho.gov; cynthia.barrett@deq.idaho.gov; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** Fw: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River  
**Attachments:** Attachment.6.16.17.US95 Thorn Crk to Moscow.pdf; Letter.6.16.17.US95 Thorn Crk to Moscow.pdf

Good afternoon,

Please see the EPA's attached comment cover letter and enclosure for NWW-2004-0600046; US95/Thorn Creek/ South Fork Palouse River in Latah County, Idaho.

Thank you!

Sincerely,

Charissa Bujak  
Biologist  
Environmental Protection Agency  
Boise, ID Ops Office  
bujak.charissa@epa.gov  
(208) 378-5754

---

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]  
Sent: Wednesday, May 17, 2017 10:38 AM  
Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:  
<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED

Message

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 6/5/2017 6:42:22 PM  
**To:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**Subject:** FW: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

FYI

---

**From:** Palouse\_Prairie [mailto:ppf@palouseprairie.org]  
**Sent:** Monday, June 05, 2017 11:25 AM  
**To:** Bujak, Charissa <bujak.charissa@epa.gov>  
**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

OK, thanks for the quick response. Maybe the Corps will be quick as well ... I asked for expedited service. We'll see.

All the best!

-David

----- Original Message -----

**From:** "Bujak, Charissa" <bujak.charissa@epa.gov>  
**Sent:** 6/5/2017 10:16:41 AM  
**To:** "Palouse\_Prairie" <ppf@palouseprairie.org>  
**Cc:** "Peak, Tracy" <Peak.Tracy@epa.gov>, "Somers, Elaine" <somers.elaine@epa.gov>  
**Subject:** RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Hi David,

Thanks for asking. Unfortunately, the EPA only has access to the public notice published online. The Corps is not required to share the actual permit application with EPA.

My apologies for not being able to be of more assistance in this matter.

Thanks!

Cheers,

Charissa Bujak

Biologist

U.S. Environmental Protection Agency

Region 10, Boise ID Ops Office

950 W. Bannock St.

Boise, ID 83702

Phone: (208) 378-5754

Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

---

**From:** Palouse\_Prairie [<mailto:ppf@palouseprairie.org>]

**Sent:** Monday, June 05, 2017 11:12 AM

**To:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>; Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>

**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Tracy, Charissa, and Elaine,

Does any of you have the actual permit application submitted by ITD for the Clean Water Act permit? (Not just the notice published online by USACE.)

They are making me go through FOIA to get a copy, which may take too long -- I should have thought of filing immediately upon notice but I did not.

I do know that at least one individual has asked for a hearing.

Thanks!

-David

----- Original Message -----

From: "Peak, Tracy" <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>

Sent: 5/26/2017 2:34:26 PM

To: "Palouse\_Prairie" <[ppf@palouseprairie.org](mailto:ppf@palouseprairie.org)>, "Bujak, Charissa" <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>, "Somers, Elaine" <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>

Subject: RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Hi David,

I don't think we're entirely comfortable disclosing our plans, given how sensitive this project is, but I don't believe we have the option to request a public hearing. (Or at least I'm not aware of federal agencies requesting public hearings in the past; I could easily be wrong.) That could have something to do with how the terms "any person" and "public" are interpreted?

For context, if helpful... The Corps defines "public hearing" as, "a public proceeding conducted for the purpose of acquiring information or evidence which will be considered in evaluating a proposed Department of the Army permit action, or Federal project, and which affords the public an opportunity to present their views, opinions, and information on such permit actions or Federal projects." In other words, a public hearing gives individuals the chance to speak to the Corps, but the Corps isn't necessarily in the position of responding to questions or comments. The Corps' Public Notice doesn't make this very clear, and this kind of format may not be satisfying to those who want to have an open dialogue about the project. Certainly, though, "any person may request...that a public hearing be held to consider the material matters at issue in the permit application or with respect to Federal project."

For more information about Corps public hearings—including the requirement to specify the reasons for holding one—please see 33 CFR 327, available online at: <https://www.gpo.gov/fdsys/pkg/CFR-1999-title33-vol3/pdf/CFR-1999-title33-vol3-part327.pdf>.

If you have additional questions, please let us know.

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402

950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

ED\_002888\_00000291-00003

---

**From:** Palouse\_Prairie [mailto:ppf@palouseprairie.org]

**Sent:** Friday, May 26, 2017 1:11 PM

**To:** Bujak, Charissa <bujak.charissa@epa.gov>; Somers, Elaine <somers.elaine@epa.gov>

**Cc:** Peak, Tracy <Peak.Tracy@epa.gov>

**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Elaine and all,

Thank you for the inclusion. Is the EPA planning to request a hearing, or submit comments on this permit outside of a hearing?

-David

David Hall, President  
Palouse Prairie Foundation

----- Original Message -----

From: "Bujak, Charissa" <bujak.charissa@epa.gov>

Sent: 5/18/2017 7:38:30 AM

To: "Somers, Elaine" <somers.elaine@epa.gov>, "Palouse\_Prairie" <ppf@palouseprairie.org>

Cc: "Peak, Tracy" <Peak.Tracy@epa.gov>

Subject: RE: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Good morning,

For further direction, please make sure to contact **both** Charissa Bujak and Tracy Peak on any communication to the EPA regarding DA permits. Charissa Bujak has recently assumed the role of POC and lead EPA reviewer for the state of ID.

Thank you!

Cheers,

Charissa Bujak

Biologist

U.S. Environmental Protection Agency

Region 10, Boise ID Ops Office

950 W. Bannock St.

Boise, ID 83702

Phone: (208) 378-5754

Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

---

**From:** Somers, Elaine

**Sent:** Wednesday, May 17, 2017 7:14 PM

**To:** Palouse\_Prairie <[ppf@palouseprairie.org](mailto:ppf@palouseprairie.org)>

**Cc:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Subject:** US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

In response to your earlier inquiry to our Aquatic Resources Unit regarding the Corps of Engineers permitting process for the US 95 Thorncreek Road to Moscow project, we are forwarding to you the Corps' Notification of Public Notice for the DA Permit No. NWW-2004-0600046. If you have any questions about the permitting process, feel free to contact Tracy Peak or Charissa Bujak in our Boise, Idaho Operations Office, and/or Sarah Reagan at the Corps (contact information below).

Tracy Peak

Charissa Bujak

208-378-5756

208-378-5754

[Peak.tracy@epa.gov](mailto:Peak.tracy@epa.gov)

[Bujak.charissa@epa.gov](mailto:Bujak.charissa@epa.gov)

Thank you so much!

Elaine Somers



U.S. Environmental Protection Agency, Region 10  
Office of Environmental Review and Assessment  
Environmental Review and Sediment Management Unit  
1200-6th Avenue, Suite 900  
Seattle, WA 98101

Phone: 206-553-2966

[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]  
Sent: Wednesday, May 17, 2017 10:38 AM  
Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:

<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan

U.S. Army Corps of Engineers

Walla Walla District

Boise Regulatory Office

720 Park Blvd, Suite 245

Boise, ID 83712-7757

208-433-4464

CLASSIFICATION: UNCLASSIFIED

Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/31/2017 3:38:21 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]; Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt code: Ex. 6 Personal Privacy (PP)  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Tentative

Hi folks,

Thanks for your patience! How does this date work for folks schedules?

Thanks!

Cheers,  
Charissa

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Good morning folks,

Would this work for folks schedules to discuss the DA Permit for Thorn Creek? If not, please feel free to cancel and/or propose a new meeting time per your scheduling convenience.

This is a project on which Tracy and Elaine had previously submitted comments/ reviewed before my time. I am transitioning into taking up the mantle for 404 permit review/ comments with guidance and leadership from Tracy Peak (thanks Tracy).

Thanks!

Cheers,

Charissa Bujak  
Biologist  
U.S. Environmental Protection Agency  
Region 10, Boise ID Ops Office  
950 W. Bannock St.  
Boise, ID 83702

Phone: (208) 378-5754  
Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

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**From:** Somers, Elaine

**Sent:** Wednesday, May 17, 2017 1:47 PM

**To:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Cc:** Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>; Nogi, Jill <[nogi.jill@epa.gov](mailto:nogi.jill@epa.gov)>

**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Will do! Thank you so much, Tracy, for notifying us and assembling this information.  
Elaine

---

**From:** Peak, Tracy

**Sent:** Wednesday, May 17, 2017 11:23 AM

**To:** Somers, Elaine <[somers.elaine@epa.gov](mailto:somers.elaine@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Cc:** Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>; Nogi, Jill <[nogi.jill@epa.gov](mailto:nogi.jill@epa.gov)>

**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

**Importance:** High

Hi Elaine and Charissa,

The Corps of Engineers sent out the Public Notice for the Idaho Transportation Department's US 95 Thorncreek Road to Moscow realignment project today. Elaine and I have been anticipating this for some time (since we last commented in 2015—see attached PDF). There is strong opposition to the proposal, locally, and we voiced our concerns that the applicant's preferred alternative does not appear to be the LEDPA during the NEPA process. We now have another chance to address compliance with the 404(b)(1) Guidelines, within 30 days. Luckily, most of our points have already been made; we just need to say them again. I believe we should discuss, as a group, how strongly our letter should be worded. **Charissa**, could you see when Elaine, yourself, and I are available next week? Jill and Hanh could be optional attendees.

For Jill and Hanh's benefit, here are some articles about the opposition (1 also attached):

<http://www.spokesman.com/stories/2015/jan/06/us-95-rerouting-plan-near-moscow-triggers/>

<https://wildidahorisingtide.org/2014/07/09/u-s-95-reroute-may-be-crawling-closer/>

**Elaine**, would you mind forwarding the Public Notice link (only) to the individual who inquired about the 404 process a few months back? I've forgotten his name and can't find his email address.

Thanks much!

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402  
950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

ED\_002888\_00000321-00002

-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

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<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464

CLASSIFICATION: UNCLASSIFIED

Message

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 1:29:02 PM  
**To:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**Subject:** FW: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Attachments:** 03-084-FHW US 95 Thorncreek to Moscow FEIS.PDF; Paradise Ridge Defense Coalition.htm  
**Importance:** High

FYI

-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]  
Sent: Wednesday, May 17, 2017 10:38 AM  
Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

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Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10**

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OFFICE OF  
ECOSYSTEMS, TRIBAL AND  
PUBLIC AFFAIRS

September 21, 2015

Mr. Brent J. Inghram, P.E.  
Federal Highway Administration, Idaho Division  
3050 Lakeharbor Lane, Suite 126  
Boise, Idaho 83703

Mr. Adam Rush, Public Involvement Coordinator  
ITD Office of Communications  
3311 W. State Street,  
Boise, Idaho 83703

Dear Mr. Inghram and Mr. Rush:

The U.S. Environmental Protection Agency has reviewed the Final Environmental Impact Statement for the US-95 Thorncreek Road to Moscow project in Latah County, Idaho (EPA Project Number 03-084-FHW). We are submitting comments in accordance with our responsibilities under the National Environmental Policy Act and Section 309 of the Clean Air Act. We appreciate this opportunity to offer comments.

In our review of the draft EIS for this project, we identified serious concerns regarding Alternative E-2 due to anticipated significant environmental degradation of aquatic resources, and Palouse prairie habitat and species that could be corrected by project modification or selection of another alternative. The document did not have information to support Alternative E-2 as the Least Environmentally Damaging Practicable Alternative under Section 404 of the Clean Water Act. We expressed concern about a lack of wildlife habitat connectivity and how that affects safety. Accordingly, we rated the DEIS as EO-2, Environmental Objections, Insufficient Information.

Other than the Modified W-4 Alternative, which shifted the original W-4 alignment to avoid a historic farmstead that is also a Section 4(f) Resource, the alternatives are unchanged from the Draft EIS. Alternative E-2 remains the ITD/FHWA preferred alignment based on the most recent safety analysis, which projects that the E-2 alignment would have fewer predicted crashes compared to the other alternatives. However, E-2 is predicted to have the greatest number of wildlife-vehicular crashes. All three action alternatives would meet AASHTO design standards, and be considered safe.<sup>1</sup>

In response to comments, ITD revised several of the technical reports, including the safety, weather, and wildlife analyses, with results that continue to support Alternative E-2 as the safest alignment. ITD also included a number of environmental commitments that acknowledge and address identified impacts to aquatic resources, Palouse prairie remnants, and wildlife. However, we believe that the commitments do not go far enough to meaningfully avoid and minimize negative impacts to critical aquatic and terrestrial

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<sup>1</sup> Final EIS, p. 209

resources or demonstrate context sensitivity toward the affected community and landscape. Therefore, our environmental objections remain.

We offer detailed comments below that we hope will be useful as guidance, and as stimulus toward revising design to meet goals for both safety and effective environmental protection.

### **Need for Context Sensitive Solutions**

In the response to EPA comments, the FEIS states that E-2 continues to be the preferred alternative because it is designed and located to provide the greatest safety benefit, which best meets the project purpose and need. The NEPA process calls for a range of reasonable alternatives to achieve project needs so that other important environmental, community, socio-economic needs and values, all of which support long-term sustainability for present and future generations, are given meaningful consideration with the ability to affect outcomes. We appreciate that ITD is offering environmental commitments in response to concerns, but unfortunately the measures presented are unclear, have not been developed in consultation and collaboration with resource agencies and the public, and overall would not avoid or substantially reduce project impacts. It appears that some measures could even increase impacts. We discuss these issues further in the relevant sections below.

### **Effects to Palouse Prairie Habitat**

We are concerned that some of the mitigation measures would actually increase impacts to high value resources. For example, the extra clearing alongside the new highway to reduce wildlife-vehicular crashes would further reduce farmland and Palouse prairie remnants and expand weed dispersal. Similarly, de-prioritizing Palouse prairie restoration sites that are nearest the E-2 alignment would reduce and undermine future restoration efforts.

### **Safety Analysis**

We appreciate that the safety analysis, which calculated number of crashes anticipated on the various alternative alignments, was done with AASHTO methods.<sup>2</sup> The number of crashes predicted by the analysis are based on the assumption that the number of approaches does not increase or decrease on any alignment, and that this would be ensured through ITD's enforcement of the Expressway Access Control.<sup>3 4</sup> The FEIS also indicates that left and right turn lanes would be constructed at all county road intersections except where overpass structures are specified.<sup>5</sup> In Chapter 9, Environmental Commitments, the FEIS indicates that undercrossings and overpass structures for county roads would be designed to accommodate ungulates or passage of small terrestrial wildlife.<sup>6</sup> Based on this information, it is unclear whether the safety analysis crash predictions are valid, given that an unknown number of county road intersections would be replaced by under- or overcrossing structures, thereby eliminating existing access/intersection safety risks. Because ITD/FHWA are relying upon the safety analysis for

<sup>2</sup> The First Edition of the AASHTO Highway Safety Manual (ITD 2012a) was used. Final EIS, p. 195.

<sup>3</sup> Final EIS, p. 195

<sup>4</sup> Expressway Access Control is defined as a segment of a highway designated for use as a through highway, with partially controlled access, accessible only at locations specified by ITD, and characterized by medians, limited at-grade intersections, and high speeds. An existing segment of state highway may only be designated as an expressway if payment is made to adjacent property owners for the restriction of existing access rights [IDAPA 39.03.42]. Final EIS, p. 42

<sup>5</sup> Final EIS, p. 42

<sup>6</sup> Final EIS, p. 281. Provisions for wildlife crossings would only be made where wildlife use is expected and where wildlife are welcome on private lands (deer, elk and moose).



preferred alternative selection, an accurate set of assumptions and conditions should be used, and disclosed, for making the calculations of predicted crashes.

We also note that 142.9 of 179.5 total crashes predicted for Alternative E-2 would occur in the rural divided multilane segment. This is relevant because ITD would increase the number of lanes and the speed limit<sup>7</sup> on the new alignment, would straighten, flatten, and widen the road, and would expand cleared area/obstacle-free zones along its length. All of these changes contribute to higher speeds.<sup>8</sup> While some features, such as a wider road or a wider cleared area, may increase safety, they only partially compensate for the higher rate and severity of crashes due to higher speed.<sup>9</sup> For example, a wider obstacle-free zone, less vegetation alongside the road, and lack of vertical structure (such as removal of trees) result in higher speed by drivers.

Numerous studies reveal the importance of speed on both the rate and severity of crashes.<sup>10</sup> A number of relevant conclusions are that:

- Higher driving speeds provide less time to process information and to act on it, and the braking distance is longer thereby reducing the ability to avoid collisions.
- Higher driving speeds lead to a higher crash rate.
- As speed increases, injury severity in crashes increases.
- The effect of an increase or decrease of speed is greater on rural than on urban roads, i.e., at the same percentage increase in speed, the crash rate on rural roads increases more than the crash rate on urban roads.
- Speed is dangerous if it is higher than the circumstances at that moment allow, e.g., because of rain, fog, or high traffic volume.
- The crash rate increases *more rapidly* when speed increases and vice versa.
- The crash rate is higher for an individual vehicle that drives faster than the other traffic on that road.

A long-term study on the effects of raising the speed limits on interstates across the U.S. found that the highest increases in road fatalities were on rural interstates (9.1%).<sup>11</sup> As stated in the FEIS, ITD is “balancing” safety with mobility when they accept safety reductions to increase travel speed. We request there also be balance for environmental and community values in selecting a preferred alternative.

### **Ecological Connectivity, Climate Change**

We have emphasized that the selected alternative should (1) enable safe passage and dispersal for ungulates (moose, elk, deer), and other species, and (2) provide potential for connecting restored habitats and facilitating species’ migration/adaptation to climate change. We appreciate that ITD would provide enlarged culverts to accommodate terrestrial wildlife at stream crossings. ITD also proposes to accommodate passage for ungulates at county road crossings, such as Eid Road, However, it is

<sup>7</sup> To 65 mph

<sup>8</sup> Institute for Road Safety Research SWOV Fact sheet: Speed choice: the influence of man, vehicle, and road. SWOV, Leidschendam, the Netherlands, June 2012.

<sup>9</sup> Institute for Road Safety Research SWOV Fact sheet: Speed choice: the influence of man, vehicle, and road. SWOV, Leidschendam, the Netherlands, June 2012.

<sup>10</sup> Institute for Road Safety Research SWOV Fact sheet: The relation between speed and crashes, Leidschendam, the Netherlands, April 2012.

<sup>11</sup> Friedman, Hedeker, Richter. Long-Term Effects of Repealing the National Maximum Speed Limit in the United States. Am J Public Health, September 2009.

important to locate crossings where they would be most effective for wildlife. The location and design of crossings/connectivity structures should be informed by close and continued consultation with area biologists, by the best available science for providing safe wildlife passage *and* maintenance of ecosystem processes, and by pre- and post-construction assessment/monitoring. In this project setting, it would be beneficial to also consider the need for successful restoration of Palouse prairie remnants and recovery of endangered plant species, such as water howellia. These require maintenance/restoration of natural hydrology, native seed dispersal, pollinator survival and access. We recommend the *Interstate 90 Snoqualmie Pass East Mitigation Development Team Recommendation Package* (July 2006) as a helpful resource.

### **Aquatic Resources**

Staff in our Aquatic Resources Unit offers the following comments regarding compliance with the 404(b)(1) Guidelines.

#### **CWA Section 404(b)(1) Guidelines**

Section 404 of the Clean Water Act (CWA) established the permitting program for the discharge of dredged and fill material into waters of the United States (U.S.) at specified disposal sites. This program is co-administered by the U.S. Army Corps of Engineers (Corps) and EPA. Section 404(b)(1) required the EPA, in conjunction with the Corps, to develop guidelines for the specification of disposal sites. The guidelines, referred to as the 404(b)(1) Guidelines (Guidelines), were to be patterned after the ocean discharge criteria developed by Congress and included in the CWA.

The purpose of the Guidelines is to restore and maintain the chemical, physical, and biological integrity of waters of the U.S. through control of discharges of dredged or fill material. They were codified in regulation (40 CFR Part 230) in 1980 and form the substantive environmental criteria used by the Corps when they review proposed discharges and issue permits under Section 404. The Guidelines prohibit issuance of a permit that would cause an avoidable or significant adverse impact to waters of the U.S.

Compliance with the Guidelines is required before a 404 permit can be issued by the Corps, and demonstrating compliance is the responsibility of the applicant. Section 230.10 contains the four principle requirements for compliance. Failure to “*clearly demonstrate*” that there is no “*practicable alternative to the proposed discharge which would have less adverse impact on the aquatic ecosystem*”, in accordance with § 230.10(a), renders the project noncompliant with the Guidelines. Similarly, if an application contains insufficient information to determine compliance, the Guidelines require that no permit be issued.

#### **Alternatives Analysis**

Pursuant to §230.10(a), an alternatives analysis is conducted to identify practicable alternatives to a proposed discharge. An alternative is practicable if it is available and capable of being done and would achieve the overall project purpose. Practicable alternatives with fewer adverse impacts are presumed to exist for non-water dependent activities unless “*clearly demonstrated otherwise.*” The environmental impacts of the various practicable alternatives are then compared so that the Corps can ensure it is authorizing only the practicable alternative which generates the least environmental damage. This alternative is referred to as the Least Environmentally Damaging Practicable Alternative (LEDPA). Except as permitted under Section 404(b)(2), the Guidelines prohibit the authorization of any alternative that is not the LEDPA.

NEPA requires the evaluation of reasonable alternatives, which the Council on Environmental Quality defines as *“those that are practicable or feasible from a technical and economic standpoint and those that achieve the project’s purpose and need”* (DEIS, ES.4, p7). In contrast, the Guidelines require the analysis of practicable alternatives, and the analysis required by the Guidelines is not limited to the alternatives evaluated in the NEPA document. The identification of practicable alternatives to be analyzed is constrained only by the definition of practicable alternative (see **Definition of Practicability**).

### **Overall Project Purpose**

The stated purpose of this project is to *“improve public safety and increase highway capacity on US-95 south of Moscow between Thorncreek Road (MP 337.67) and the South Fork Palouse River Bridge (MP 344.00).”* More specifically, the purpose is to meet the American Association of State Highway and Transportation Officials (AASHTO) Standards for widths, clear-zones, grades, and sight distance. According to the Screening of Alternatives Technical Report, these standards include a maximum of 5 percent grades, design speed of 70mph, a maximum of a 2,040-foot radius curve, and two 12-foot travel lanes with an 8-foot outside shoulder and 4-foot inside shoulder (p. 9). The same report notes that all roadway safety characteristics—such as curve geometry, lane width, shoulder width, shoulder slopes, clear zones, etc.—would be similar regardless of the alignment that is chosen (p. 10). In other words, all three proposed alternatives (Modified W-4, C-3, and E-2) would comply with AASHTO standards and achieve the purpose of improving public safety and increasing highway capacity.

A related but less defined purpose and need of this project is to reduce crash rates. The Screening of Alternatives Technical Report mentions the safest roadway is one with a rate of 0.60 crashes per million vehicle miles traveled, and that constructing a four lane divided highway reduces the number of accidents per year by one half (p. 10). Since all three proposed alternatives were carried forward in the Final EIS, it is presumed that each would achieve the desired goal of reducing crash rates.

### **Definition of Practicability**

*“An alternative is practicable if it is available and capable of being done after taking into consideration cost, existing technology, and logistics in light of overall project purposes”* [§ 230.10(a)(2)]. As noted above, the overall project purpose plays a critical role in determining whether a particular alternative is practicable or not. The consideration of cost, existing technology, and logistics is to determine whether one or more of these factors render an alternative unavailable and/or incapable of being done. This is a very high standard, and an alternative must be demonstrated to be impracticable before it can be excluded from analysis.

The purpose of consideration of cost is not to compare the cost of different alternatives but to determine whether or not the costs of a specific alternative are so prohibitively high (beyond industry standard) that the alternative is rendered unavailable and capable of being done. As stated in the preamble to the Guidelines: *“The consideration of cost is not an economic analysis.” “The mere fact that an alternative may cost somewhat more does not necessarily mean it is unreasonably expensive and therefore not practicable”* (45 FR 85339). For these reasons, the following statement in the Screening of Alternatives Technical Report cannot be supported: *“[Weighing] the proposed alignments against one another based on cost, it was determined that alignments that cost the least were preferred”* (p. 11).

The consideration of existing technology and logistics are handled similarly to that of cost. For example, an alternative that requires the use of advanced (but existing) technology that is available and capable of being done (e.g., horizontal directional drilling versus trenching) is a practicable alternative. Similarly, an alternative that is logistically more complex but is still available and capable of being done is a practicable alternative.

Although not included in ITD's construction cost estimates at this time, as general information, it is EPA policy that use of life cycle, including maintenance, cost in the 404(b)(1) analysis of practicable alternatives is not appropriate. The EPA considers maintenance and operating costs or long term costs over the life cycle of the project as "cost of doing business." It does not affect the capability of a project to be done, and thus is not appropriate to be considered for determination of practicable alternatives under the Guidelines.

Evaluating practicability is a conclusive determination; that is to say, an alternative either is or is not practicable. Alternatives are evaluated independently. It is inappropriate to compare one alternative against another in determining practicability, for an alternative cannot be more or less practicable than another. For these reasons, the EPA cannot support ITD's reasoning that because Alternative E-2 would provide the "*greatest safety benefit which best meets the project purpose and need*", is it more practicable than the Modified W-4 or C-3 alternatives. If a particular threshold for crash rates must be met, this should be explicit in the definition and selection of practicable alternatives. Presently, all three alternatives carried forward in the Final EIS have been identified as being available and capable of being done, and would achieve the project purpose and need.

### Compensatory Mitigation

A 1990 Memorandum of Agreement (MOA) between the Environmental Protection Agency (EPA) and the Department of Army established a three-part process, known as the mitigation sequence, to help guide mitigation decisions and determine the type and level of mitigation required under Clean Water Act Section 404 regulations. Compensatory mitigation is the third step in that sequence:

Step 1. Avoid - Adverse impacts to aquatic resources are to be avoided and no discharge shall be permitted if there is a practicable alternative with less adverse impact.

Step 2. Minimize - If impacts cannot be avoided, appropriate and practicable steps to minimize adverse impacts must be taken.

Step 3. Compensate - Appropriate and practicable compensatory mitigation is required for unavoidable adverse impacts that remain. The amount and quality of compensatory mitigation may not substitute for avoiding and minimizing impacts (emphasis added).

The Final EIS acknowledges that the preferred alternative (E-2) would impact wetlands that are functioning higher for habitat, noting that these would be more difficult to replace (Chapter 4, Environmental Consequences, p. 176). The same section goes on to say, "*However, because the proposed wetland mitigation involves applying mitigation credit from the Cow Creek Mitigation Area, which is already established and fully functioning, there would be no temporal loss*" (p. 176). As highlighted under Step 3, above, it is inappropriate to rely on proposed compensatory mitigation as a substitute for avoidance and minimization. The Cow Creek Mitigation Area and/or Valencia Wetland Mitigation Bank may indeed offer the appropriate number and resource type of credits, such that there would be no temporal loss of wetlands. Before compensatory mitigation can be considered, however, an applicant must take all appropriate steps to first avoid and minimize impacts to aquatic resources. Additionally, even if/when there is no temporal loss of aquatic resources through compensatory

mitigation, the mitigation site is usually some distance from the impact site, such that an impact is still felt.

In general, the EPA supports the use of mitigation banks, as they are identified in the 2008 Final Mitigation Rule<sup>12</sup> (Mitigation Rule) as being the preferred method of compensatory mitigation. Unfortunately, the Final EIS does not provide complete details as to how ITD's proposed mitigation plan would comply with the Mitigation Rule. For example, permittees who intend to fulfill their compensatory mitigation obligations by securing credits from approved mitigation banks must address (c)(5) and (c)(6)—baseline information and determination of credits—of 40 CFR 230.94 or 33 CFR 332.4, Planning and documentation.

The EPA does not object to a permittee-responsible compensatory mitigation project, provided that: (a) an analysis could show that the mitigation project would be sufficient to offset the authorized impacts; and (b) the mitigation project shall be conducted in accordance with a mitigation plan that complies with the Mitigation Rule. Because permittee-responsible mitigation may occur at the site of the permitted impacts or at an off-site location within the same watershed, this form of compensatory mitigation may be determined to be more appropriate.

#### **NEPA/404 Merger Process**

The Final EIS does not include a complete 404(b)(1) analysis. The Federal Highway Administration encourages merging the NEPA and 404 process, noting that it expedites project decision-making and leads to one overall public interest decision, at one point in time<sup>13</sup>. Several states have a Memorandum of Understanding between their Department of Transportation, Corps, EPA, U.S. Fish and Wildlife Service, and NOAA Fisheries regarding transportation projects requiring a 404 permit. One such agreement emphasizes that the NEPA preferred alternative must be considered the LEDPA for the Corps to proceed with authorization under the CWA<sup>14</sup>. Again, the alternatives analysis required by the Guidelines is not limited to the alternatives evaluated in the NEPA document.

#### **Conclusion regarding aquatic resources**

The Final EIS does not adequately demonstrate how the proposed project complies with the Guidelines (i.e., that Alternative E-2 is the LEDPA). The Guidelines are explicit in that *"no discharge of dredged or fill material shall be permitted if there is a practicable alternative to the proposed discharge which would have less adverse impact on the aquatic ecosystem, so long as the alternative does not have other significant adverse environmental consequences"* [§230.10(a)].

The EPA continues to have the following concerns:

1. The approach to selecting a preferred alternative is inconsistent with the Guidelines. The Final EIS inappropriately compares one alternative against another in determining practicability. An alternative either is or is not practicable; one cannot be more or less practicable than another. Additionally, the mere fact that an alternative may cost more than another does not necessarily mean it is unreasonably expensive and therefore not practicable.

<sup>12</sup> Compensatory Mitigation for Losses of Aquatic Resources; Final Rule (40 CFR Part 230, 33 CFR Parts 325 and 332)

<sup>13</sup> <https://www.environment.fhwa.dot.gov/projdev/tdmnepa404.asp>

<sup>14</sup> [https://admin.rtd-fastracks.com/media/uploads/se/App\\_H\\_PA\\_1\\_M1.pdf](https://admin.rtd-fastracks.com/media/uploads/se/App_H_PA_1_M1.pdf)

2. Absent a final project design to review, the EPA is unable to determine whether ITD has taken all appropriate and practicable steps to avoid and minimize adverse impacts, to ensure compliance with the Guidelines. Exhibit 29, Wetland Effects, shows only conceptual areas of impacts; site-specific drawings (e.g., cross-section views) are not available to discern how the project would in fact be constructed across mapped waters of the U.S.
3. The figures provided in Table 41 (Chapter 4, Environmental Consequences) do not provide the necessary detail to evaluate direct and indirect impacts to aquatic resources. For example, it is not clear whether the entire wetland acreage associated with each alternative would be filled—if so, E-2 would result in the greatest loss of wetlands; C-3, the least—or whether all tributary crossings would involve a discharge of fill below the ordinary high water mark. A practicable alternative may be a full span of these waters, rendering these figures somewhat immaterial. Comparing alternatives based on these figures, alone, is not sufficient in determining the LEDPA.
4. Despite our March 25, 2013 recommendation, a 404(b)(1) analysis was not included in the Final EIS. Since only the LEDPA can be permitted by the Corps, ITD must accept that the permitted action may differ from what was evaluated during the NEPA process. Additionally, since the information pertaining to aquatic resources was not consolidated into a single 404(b)(1) analysis, readers have to shift between multiple chapters, tables, exhibits, appendices, and technical reports to compare and contrast the various alternatives. This created difficulty in our ability to evaluate compliance with the Guidelines.
5. The wetlands within the project area drain into either the South Fork of the Palouse River or Thorn Creek, both of which are listed as impaired waterbodies by the Idaho Department of Environmental Quality (Chapter 4, Environmental Consequences, p. 173). Given that 97% of the Palouse wetlands have been lost, the remaining wetlands—albeit disturbed—serve a critical role in protecting and enhancing water quality of these and other downstream waters, as well as providing valuable habitat. Notably, the Total Maximum Daily Load (TMDL) Report for the South Fork Palouse River states: *“Most of the wetlands and flood plains in the Palouse have been eliminated by modern land use, urbanization, and transportation infrastructure. These activities have affected instream flows, channel sinuosity, and habitat diversity. The topography, soils, and climate make the Palouse watershed very susceptible to erosion. Land uses that contribute excess sediment, nutrients, and bacteria to the river can degrade water quality.”*<sup>15</sup> We noted in our March 25, 2013 letter that the approved TMDL for the South Fork Palouse River specifically recommends riparian area restoration and stream buffer zones to reduce temperatures and filter nutrients, sediment, and bacteria from direct delivery to the river. The Final EIS does not appear to seriously consider the issue of declining quality and quantity of aquatic resources in the area.
6. The presumption that there are alternatives to non-water dependent activities that would not involve a discharge of fill (or that would involve less fill), has not been rebutted.

<sup>15</sup> South Fork Palouse River Watershed Assessment and TMDLs, Executive Summary:  
[http://www.epa.gov/waters/tmdldocs/palouse\\_river\\_sf\\_entire.pdf](http://www.epa.gov/waters/tmdldocs/palouse_river_sf_entire.pdf)

Thank you for the opportunity to provide comments. We would like to continue working with ITD and other agencies regarding these many issues of concern. We also look forward to working collaboratively with the Corps and ITD during the 404 permitting process to resolve the issues raised in this letter. For further coordination and clarification of these comments, please contact me at (206) 553-1601 or via electronic mail at [reichgott.christine@epa.gov](mailto:reichgott.christine@epa.gov), or contact Elaine Somers at (206) 553-2966 or via electronic mail at [somers.elaine@epa.gov](mailto:somers.elaine@epa.gov). For questions regarding aquatic resources, contact Tracy DeGering in our Boise Operations Office at (208) 378-5756, or at [degering.tracy@epa.gov](mailto:degering.tracy@epa.gov).

Sincerely,



Christine B. Reichgott, Manager  
Environmental Review and Sediment Management Unit

# Paradise Ridge Defense Coalition



## Legal Complaint filed August 18, 2016

On Thursday, August 18, the Paradise Ridge Defense Coalition (PRDC, [paradise-ridge-defense.org](http://paradise-ridge-defense.org)) filed a legal complaint against the Idaho Transportation Department (ITD) and the Federal Highway Administration (FHWA) in US District Court for Idaho, Central Division, challenging the Environmental Impact Statement and Record of Decision recently issued for reconstructing, relocating and expanding 6.5 miles of US 95 immediately south of Moscow.

The PRDC has been protecting Paradise Ridge from inappropriate highway reconstruction since 2003. Paradise Ridge is home to some of the best remnants of native Palouse Prairie vegetation. Reliable estimates of the remaining extent of Palouse Prairie vegetation type are less than one percent of the original.

ITD and FHWA propose constructing a new route for US 95 high on the shoulder of Paradise Ridge (alternative A) while PRDC believes the needs of the traveling public and the conservation of natural resources could be better met by a central route (alternative C-3) that straightens and expands the highway using more portions of the existing right of way.

The greater environmental impacts of the E-2 route proposed by ITD, as compared to the C-3 route, are not in dispute. Documentation from ITD shows that E-2 would destroy more than three times as much wetland acreage, take twice as much prime farmland out of production, and provide more disturbed ground for potential weed establishment (36% more excavation, and road cuts more than twice as high). Because E-2 is closer to more native Palouse Prairie remnants and on-going restoration activities, the threat of weed invasion of the remaining prairie is greater.

Regulations regarding wetlands specifically state that projects impacting them must select the "least environmentally damaging practicable alternative". Both proposed alignments would be four lanes, would be designed to current specifications for new construction, and are clearly "practicable". While they are designed for similar levels of safety, any realistic assessment which takes into account the potential increased weather- and animal-related accidents on E-2 (it is higher and crosses areas with more big-game movement) would conclude that C-3 is the safer route.

The shortcomings and lack of benefits of the E-2 route, as compared to the C-3 route, have been described by local citizens for years. It is unfortunate that ITD and FHWA have stubbornly remained committed to the controversial E-2 route rather than selecting the non-controversial C-3 route that could have been expeditiously constructed years ago.

*All donations to help with this legal challenge are welcome; you may send them to the address at the bottom of this page.*

## Thorncreek to Moscow Record of Decision published April 1, 2016

The ROD specifies that the eastern-most proposed alternative alignment, E-2, is the preferred Agency alternative. The Federal Highway Administration (FHWA) accepted that alignment. ITD responds to the public and agency comments regarding the Final Environmental Impact Statement are included in the ROD.

**DEPARTMENT OF TRANSPORTATION**  
**Federal Highway Administration**  
**Notice of Final Federal Agency Actions on Proposed Highway in Idaho**

**AGENCY:** Federal Highway Administration (FHWA), Department of Transportation (DOT).

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA.

**SUMMARY:** This notice announces actions taken by the FHWA that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, US-95 Thorncreek Road to Moscow in the County of Latah in the State of Idaho, FHWA Project # DHP-NH-4110(156); Idaho Transportation Department (ITD) Key #9294.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before August 29, 2016

...

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FHWA has taken final agency actions by issuing approvals for the following highway project in the State of Idaho: US-95 Thorncreek Road to Moscow Project No. DHP-NH-4110 (156), Latah County. The project involves improvements and realignment to section of US-95. The highway will be improved from milepost 337.67 to milepost 344.00 to improve safety and capacity of this section of US-95. The existing two-lane undivided highway from Thorncreek Road to the South Fork Palouse River Bridge will be replaced with a four-lane divided highway with a 34-foot median through the majority of the corridor. A four-lane highway with center turn lane, curb, gutter and sidewalk will be constructed at the northern end of the project. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) and Final Section 4(f) Evaluation US-95 Thorncreek Road to Moscow (FHWA-ID-EIS-12-01-F) for the project, approved on July 28, 2015, in the FHWA Record of Decision (ROD) issued on March 21, 2016, and in other documents in the project records.

...

The FEIS and ROD can be viewed and downloaded from the project Web site at <http://US95Thorncreek.com>. Select the link labelled "ROD" near the top of the page.

...

**Issued on:** March 25, 2016. Peter J. Hartman, FHWA Idaho Division Administrator, Boise, Idaho.  
[FR Doc. 2016-07412 Filed 3-31-16; 8:45 am]

**Federal Register** / Vol. 81, No. 63 / Friday, April 1, 2016 / Notices 18933

<https://www.gpo.gov/fdsys/pkg/FR-2016-04-01/pdf/2016-07412.pdf>

<https://www.federalregister.gov/articles/2016/04/01/2016-07412/notice-of-final-federal-agency-actions-on-proposed-highway-in-idaho>



**The Final Environmental Impact Statement (FEIS) for the Idaho Transportation Department's US 95 Thorncreek Road to Moscow project was released August 14, 2015. This started a 30-day comment period.**

The FEIS is available on an ITD-associated web site, [us95thorncreek.com](http://us95thorncreek.com). In the FEIS, both ITD and the Federal Highway Administration recommend the E-2 alignment.

The US-95 Thorncreek Road to Moscow project is located in Latah County, Idaho. The project begins near Thorncreek Road and continues north for approximately 6.34 miles, ending at the South Fork Palouse River Bridge. The purpose of this project is to improve the safety and capacity of this segment of US-95. The FEIS analyzes the benefits and effects of the No Action and three Action Alternatives (Modified W-4, C-3 and E-2) on the natural and human environment. It makes corrections to the DEIS, presents new information and responds to public comments. It also identifies the Agencies' Preferred Alternative (E-2) and preliminary mitigation measures.

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*The Paradise Ridge Defense Coalition works to ensure and enhance the public safety, environmental integrity, and natural aesthetics of Paradise Ridge and its environs.*

Coalition members:

Palouse Broadband of the Great Old Broads for Wilderness ~~ Wild Idaho Rising Tide ~~ Palouse Environmental Sustainability Coalition ~~ Palouse Group of the Sierra Club

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Paradise Ridge Defense Coalition  
PO Box 8804  
Moscow, ID 83843

08/19/2016

Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/25/2017 1:26:44 PM  
**To:** Thiesing, Mary [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7b594716a844c65bd55c43a6b033f58-Thiesing, Mary Ann]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP) IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/31/2017 6:00:00 PM  
**End:** 5/31/2017 7:00:00 PM  
**Show Time As:** Tentative

Hi folks,

Thanks for your patience! How does this date work for folks schedules?

Thanks!

Cheers,  
Charissa

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Good morning folks,

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This is a project on which Tracy and Elaine had previously submitted comments/ reviewed before my time. I am transitioning into taking up the mantle for 404 permit review/ comments with guidance and leadership from Tracy Peak (thanks Tracy).

Thanks!

Cheers,

Charissa Bujak  
Biologist  
U.S. Environmental Protection Agency  
Region 10, Boise ID Ops Office  
950 W. Bannock St.  
Boise, ID 83702  
Phone: (208) 378-5754  
Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

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**From:** Somers, Elaine

**Sent:** Wednesday, May 17, 2017 1:47 PM

**To:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Cc:** Shaw, Hanh <[Shaw.Hanh@epa.gov](mailto:Shaw.Hanh@epa.gov)>; Nogi, Jill <[nogi.jill@epa.gov](mailto:nogi.jill@epa.gov)>

**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

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Elaine

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**Elaine**, would you mind forwarding the Public Notice link (only) to the individual who inquired about the 404 process a few months back? I've forgotten his name and can't find his email address.

Thanks much!

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402  
950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

-----Original Message-----

**From:** Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

**Sent:** Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:  
<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED

Message

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## Tracy Peak

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950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

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-----Original Message-----

From: Reagan, Sarah A CIV USARMY CENWW (US) [<mailto:Sarah.A.Reagan@usace.army.mil>]

Sent: Wednesday, May 17, 2017 10:38 AM

Subject: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

This is a notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho.

You can download the Public Notice and all drawings and attachments by clicking on the following link:

<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED

Message

---

**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/19/2017 2:02:14 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]  
**CC:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Hi Folks,

I believe Tracy is out in the field on Monday. I am awaiting to check-in before confirming. However, as soon as I confirm I will send out a confirmation email and happily txt or email Elaine at home contact information.

Thanks!

Cheers,  
Charissa

---

**From:** Somers, Elaine  
**Sent:** Thursday, May 18, 2017 7:17 PM  
**To:** Nogi, Jill <nogi.jill@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>  
**Cc:** Shaw, Hanh <Shaw.Hanh@epa.gov>; Peak, Tracy <Peak.Tracy@epa.gov>  
**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Yes, I can do this phone call Monday morning (May 22). It would be 9:00 am Seattle time/10:00 am Boise time? I can take it from home or office. Will Charissa or Jill confirm the date/time/number to call by emailing to home address or texting me (as I won't be in the office tomorrow/Friday)? Thanks so much!

Elaine

Cell: [Ex. 6 Personal Privacy (PP)]  
Email: [Ex. 6 Personal Privacy (PP)]

-----Original Appointment-----

**From:** Nogi, Jill  
**Sent:** Thursday, May 18, 2017 2:59 PM  
**To:** Bujak, Charissa  
**Cc:** Shaw, Hanh; Somers, Elaine; Peak, Tracy  
**Subject:** New Time Proposed: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**When:** Friday, May 26, 2017 1:30 PM-2:30 PM (UTC-07:00) Mountain Time (US & Canada).  
**Where:** R10IOO-ConfLnMM-[Ex. 6 Personal Privacy (PP)]/IOO-Meet-Me-Ln/R10-IOO-Eqpt

Charissa,

I'm hoping we can meet earlier next week, if that's possible. I'm planning to take next Friday afternoon off before the holiday weekend! And, Elaine tends to work Mon-Wed the 2<sup>nd</sup> week of the pay period, and it would be really great if she was available to meet with us!

If Monday morning works for everyone, I'll ask Elaine about the possibility of taking the call from home. It looked like Tuesday/Wednesday next week would be much harder to get us all together.

Thank you!

Jill

Message

---

**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/19/2017 12:00:28 AM  
**To:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]  
**CC:** Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**Subject:** Re: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Hi Jill,

Thanks for the updates; that is helpful! Tracy requested per below email that we meet this week but I believe she is also in the field on Monday, May 22nd. Tracy, does Monday at this time work for you? If not, to resolve these scheduling conflicts, I would propose moving this meeting to the last week in May. Any thoughts/feedback?

Thanks!

Cheers,  
Charissa

---

**From:** Nogi, Jill  
**Sent:** Thursday, May 18, 2017 3:59:16 PM  
**To:** Bujak, Charissa  
**Cc:** Shaw, Hanh; Somers, Elaine; Peak, Tracy  
**Subject:** New Time Proposed: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**When:** Friday, May 26, 2017 1:30 PM-2:30 PM.  
**Where:** R10IOO-ConfLnMM-Ex. 6 Personal Privacy (PP)/IOO-Meet-Me-Ln/R10-IOO-Eqpt

Charissa,

I'm hoping we can meet earlier next week, if that's possible. I'm planning to take next Friday afternoon off before the holiday weekend! And, Elaine tends to work Mon-Wed the 2<sup>nd</sup> week of the pay period, and it would be really great if she was available to meet with us!

If Monday morning works for everyone, I'll ask Elaine about the possibility of taking the call from home. It looked like Tuesday/Wednesday next week would be much harder to get us all together.

Thank you!  
Jill

Appointment

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**From:** Bujak, Charissa [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B7145378C12F43DF9E2BF70E7D951196-BUJAK, CHAR]  
**Sent:** 5/18/2017 3:36:09 PM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
**CC:** Nogi, Jill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6aa4ce4a754cd09f8490a81f581de9-Nogi, Jill]; Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]  
**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
**Location:** R10IOO-ConfLnMM Ex. 6 Personal Privacy (PP) /IOO-Meet-Me-Ln/R10-IOO-Eqpt  
**Start:** 5/26/2017 7:30:00 PM  
**End:** 5/26/2017 8:30:00 PM  
**Show Time As:** Tentative

Good morning folks,

Would this work for folks schedules to discuss the DA Permit for Thorn Creek? If not, please feel free to cancel and/or propose a new meeting time per your scheduling convenience.

This is a project on which Tracy and Elaine had previously submitted comments/ reviewed before my time. I am transitioning into taking up the mantle for 404 permit review/ comments with guidance and leadership from Tracy Peak (thanks Tracy).

Thanks!

Cheers,

Charissa Bujak  
Biologist  
U.S. Environmental Protection Agency  
Region 10, Boise ID Ops Office  
950 W. Bannock St.  
Boise, ID 83702  
Phone: (208) 378-5754  
Email: [bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)

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**From:** Somers, Elaine  
**Sent:** Wednesday, May 17, 2017 1:47 PM  
**To:** Peak, Tracy <[Peak.Tracy@epa.gov](mailto:Peak.Tracy@epa.gov)>; Bujak, Charissa <[bujak.charissa@epa.gov](mailto:bujak.charissa@epa.gov)>

**Cc:** Shaw, Hanh <Shaw.Hanh@epa.gov>; Nogi, Jill <nogi.jill@epa.gov>

**Subject:** RE: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

Will do! Thank you so much, Tracy, for notifying us and assembling this information.  
Elaine

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**From:** Peak, Tracy

**Sent:** Wednesday, May 17, 2017 11:23 AM

**To:** Somers, Elaine <somers.elaine@epa.gov>; Bujak, Charissa <bujak.charissa@epa.gov>

**Cc:** Shaw, Hanh <Shaw.Hanh@epa.gov>; Nogi, Jill <nogi.jill@epa.gov>

**Subject:** DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

**Importance:** High

Hi Elaine and Charissa,

The Corps of Engineers sent out the Public Notice for the Idaho Transportation Department's US 95 Thorncreek Road to Moscow realignment project today. Elaine and I have been anticipating this for some time (since we last commented in 2015—see attached PDF). There is strong opposition to the proposal, locally, and we voiced our concerns that the applicant's preferred alternative does not appear to be the LEDPA during the NEPA process. We now have another chance to address compliance with the 404(b)(1) Guidelines, within 30 days. Luckily, most of our points have already been made; we just need to say them again. I believe we should discuss, as a group, how strongly our letter should be worded. **Charissa**, could you see when Elaine, yourself, and I are available next week? Jill and Hanh could be optional attendees.

For Jill and Hanh's benefit, here are some articles about the opposition (1 also attached):

<http://www.spokesman.com/stories/2015/jan/06/us-95-rerouting-plan-near-moscow-triggers/>

<https://wildidahorisingtide.org/2014/07/09/u-s-95-reroute-may-be-crawling-closer/>

**Elaine**, would you mind forwarding the Public Notice link (only) to the individual who inquired about the 404 process a few months back? I've forgotten his name and can't find his email address.

Thanks much!

Tracy Peak

U.S. EPA | Region 10 | Idaho Operations Office | Clean Water Act § 404, 402  
950 W. Bannock Street, Suite 900 Boise, ID 83702 | p: 208-378-5756 | f: 208-378-5744

For more information: [aquatic resources program](#) | [suction dredge permit](#)

-----Original Message-----

**From:** Reagan, Sarah A CIV USARMY CENWW (US) [mailto:Sarah.A.Reagan@usace.army.mil]

**Sent:** Wednesday, May 17, 2017 10:38 AM

**Subject:** Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

ED\_002888\_00000368-00002

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Thank you,

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U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464  
CLASSIFICATION: UNCLASSIFIED

## Appointment

---

**From:** Nogi, Jill [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6AA4CE4A754CD09F8490A81F581DE9-NOGI, JILL]  
**Sent:** 5/18/2017 9:59:16 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
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**Start:** 5/26/2017 7:30:00 PM  
**End:** 5/26/2017 8:30:00 PM  
**Show Time As:** Busy



Message

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Charissa

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Charissa,

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Thank you!  
Jill

## Appointment

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**CC:** Shaw, Hanh [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60509321022b49a39f6f6f8df62858de-Shaw, Hanh]; Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]; Peak, Tracy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d91e8031a31646439c7a33829c4ec926-Degering, Tracy]  
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Thank you!  
Jill

Message

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**From:** Reagan, Sarah A CIV USARMY CENWW (US) [Sarah.A.Reagan@usace.army.mil]  
**Sent:** 5/17/2017 4:38:24 PM  
**Subject:** Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

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<http://www.nww.usace.army.mil/Business-With-Us/Regulatory-Division/Public-Notices/Article/1182862/nww-2004-0600046/>

Thank you,

Sarah A. Reagan  
U.S. Army Corps of Engineers  
Walla Walla District  
Boise Regulatory Office  
720 Park Blvd, Suite 245  
Boise, ID 83712-7757  
208-433-4464

CLASSIFICATION: UNCLASSIFIED

## Appointment

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**From:** Shaw, Hanh [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=60509321022B49A39F6F6F8DF62858DE-SHAW, HANH]  
**Sent:** 5/18/2017 3:52:29 PM  
**To:** Bujak, Charissa [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b7145378c12f43df9e2bf70e7d951196-Bujak, Char]  
**Subject:** Accepted: DUE 6/16: Notification of Public Notice for DA Permit No. NWW-2004-0600046; US 95/Thorn Creek/South Fork Palouse River in Latah County, Idaho (UNCLASSIFIED)  
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Message

---

**From:** Palouse\_Prairie [ppf@palouseprairie.org]  
**Sent:** 5/18/2017 1:45:30 AM  
**To:** Somers, Elaine [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e9245abe34c643e2bb029f63da78af84-Somers, Elaine]  
**Subject:** Re: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

Thank you, Elaine! Another step in the process...

----- Original Message -----

From: "Somers, Elaine" <somers.elaine@epa.gov>  
Sent: 5/17/2017 6:14:27 PM  
To: "Palouse\_Prairie" <ppf@palouseprairie.org>  
Cc: "Peak, Tracy" <Peak.Tracy@epa.gov>, "Bujak, Charissa" <bujak.charissa@epa.gov>  
Subject: US 95 Thorncreek Road to Moscow/Public Notice for DA permit No. NWW-2004-0600046/South Fork Palouse River

In response to your earlier inquiry to our Aquatic Resources Unit regarding the Corps of Engineers permitting process for the US 95 Thorncreek Road to Moscow project, we are forwarding to you the Corps' Notification of Public Notice for the DA Permit No. NWW-2004-0600046. If you have any questions about the permitting process, feel free to contact Tracy Peak or Charissa Bujak in our Boise, Idaho Operations Office, and/or Sarah Reagan at the Corps (contact information below).

Tracy Peak

Charissa Bujak

208-378-5756

208-378-5754

[Peak.tracy@epa.gov](mailto:Peak.tracy@epa.gov)

[Bujak.charissa@epa.gov](mailto:Bujak.charissa@epa.gov)

Thank you so much!

Elaine Somers

U.S. Environmental Protection Agency, Region 10

Office of Environmental Review and Assessment

Environmental Review and Sediment Management Unit

1200-6th Avenue, Suite 900

Seattle, WA 98101

Phone: 206-553-2966

somers.elaine@epa.gov

From: Reagan, Sarah A CIV USARMY CENWW (US) [mailto:[Sarah.A.Reagan@usace.army.mil](mailto:Sarah.A.Reagan@usace.army.mil)]

Sent: Wednesday, May 17, 2017 10:38 AM

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Thank you,

Sarah A. Reagan

U.S. Army Corps of Engineers

Walla Walla District

Boise Regulatory Office

720 Park Blvd, Suite 245

Boise, ID 83712-7757

208-433-4464

CLASSIFICATION: UNCLASSIFIED